

Supporting Statement for  
**FERC-914, Cogeneration and Small Power Production—Tariff Filings**

The Federal Energy Regulatory Commission (Commission or FERC) requests that the Office of Management and Budget (OMB) review and approve FERC-914: Cogeneration and Small Power Production—Tariff Filings for a three-year period. FERC-914 (OMB Control No. 1902-0231) is an existing Commission data collection. The collection requires public electric utilities to submit their tariff rates and any changes of status to the Commission under the Federal Power Act (FPA) Sections 205 and 206 (16 U.S.C. 824d and 824e).

**1. CIRCUMSTANCES THAT MAKE THE COLLECTION OF INFORMATION NECESSARY**

Section 1253 of the Energy Policy Act of 2005 (EPAAct 2005) modified section 210 of the Public Utility Regulatory Policies Act of 1978 (PURPA).

The Commission implemented the Congressional mandate of the EPAAct 2005 by, *inter alia*, establishing criteria for new qualifying cogeneration facilities by:

- ensuring that these facilities are using their thermal output in a productive and beneficial manner; that the electrical, thermal, chemical and mechanical output of new qualifying cogeneration facilities is used fundamentally for industrial, commercial, residential or industrial purposes; and there is continuing progress in the development of efficient electric energy generating technology;
- amending the FERC Form No. 556 (OMB Control No. 1902-0075) to reflect the criteria for new qualifying cogeneration facilities; and
- eliminating ownership limitations for qualifying cogeneration and small power production facilities. The Commission satisfied the statutory mandate and its continuing obligation to review its policies encouraging cogeneration and small power production, energy conservation, efficient use of facilities and resources by electric utilities and equitable rates for energy customers.

Previously, the Commission issued Order Nos. 671 and 671-A<sup>1</sup> to revise related regulations. The Commission eliminated certain exemptions from rate regulations that were previously available to qualifying facilities (QFs). New QFs may need to make tariff filings (i.e., the subject of FERC-914) if they do not meet the revised exemption requirements.

In the FERC-914, those cogeneration and small power production QFs required to do so will submit to FERC:

- FPA section 205 and/or 206 filings,

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<sup>1</sup> Order Nos. 671 and 671-A were issued in February 2006 and May 2006 respectively. Neither of these orders expanded the number of qualifying cogenerators and small power production facilities required to file FERC-914.

- Change of status notifications.

Section 205 filings refer to section 205(c) of the Federal Power Act (FPA), which requires that every public utility have all of its jurisdictional rates and tariffs on file with the Commission and make them available for public inspection, within such time and in such form as the Commission may designate. Section 205(d) of the FPA requires that every public utility must provide notice to the Commission and the public of any changes to its jurisdictional rates and tariffs. In addition, FPA section 206 allows the Commission, upon complaint or its own motion, to modify existing rates or services that the Commission finds to be unjust, unreasonable, unduly discriminatory or preferential.

Finally, the QFs that are subject to section 205 must provide the Commission with change of status notifications.

**2. HOW, BY WHOM AND FOR WHAT PURPOSE IS THE INFORMATION TO BE USED AND THE CONSEQUENCES OF NOT COLLECTING THE INFORMATION**

The information filed under FERC-914 enables the Commission to exercise its electric oversight and enforcement responsibilities in accordance with the FPA, as revised by EPCRA 2005. It also allows Commission staff and other parties to examine and evaluate the cost element of rates (as well as other financial information).

**3. DESCRIBE ANY CONSIDERATION OF THE USE OF IMPROVED INFORMATION TECHNOLOGY TO REDUCE BURDEN AND THE TECHNICAL OR LEGAL OBSTACLES TO REDUCING BURDEN**

The Commission makes ongoing efforts to apply improved information technology to reduce the burden related to this information collection. Documents must be filed electronically with the Commission via the Internet (e.g., via eFiling, eForms, eTariff). The eTariff system allows concurrent access to FERC-914 tariff filings by multiple parties as well as the ability to download and print tariff filings. It automatically sends filers an email indicating their filing has arrived at the Commission and of its acceptance. All FERC-914 filings are also available electronically in the Commission's eLibrary system.

**4. DESCRIBE EFFORTS TO IDENTIFY DUPLICATION AND SHOW SPECIFICALLY WHY ANY SIMILAR INFORMATION ALREADY AVAILABLE CANNOT BE USED OR MODIFIED FOR USE FOR THE PURPOSE(S) DESCRIBED IN INSTRUCTION NO. 2.**

Filings are periodically reviewed in conjunction with OMB clearance expiration dates. This includes a review of the Commission's reporting requirements to identify duplication of data requirements. To date, no duplication of the data has been found. There are no other Federal agencies responsible for addressing the operations of the cogeneration and/or the small power production facility which makes the filing on behalf

of its customers as reflected in the related tariff. No similar information can be used or modified.

**5. METHODS USED TO MINIMIZE BURDEN IN COLLECTION OF INFORMATION INVOLVING SMALL ENTITIES**

The Commission minimized burden imposed upon all companies that file under FERC-914 by using eTariff to file tariffs. Additionally, the Commission attempts to impose the least burden possible upon respondents in any requirements for data and any requisite filings made.

**6. CONSEQUENCE TO FEDERAL PROGRAM IF COLLECTION WERE CONDUCTED LESS FREQUENTLY**

For FERC-914 data, there is no set filing cycle. Once a cogeneration QF or small power production QF submits an initial filing, the Commission requires additional filings only when a change of the tariff is necessary. There is also no substantial relationship between the collection frequency of FERC-914 data and the efficacy of the information collection.

**7. EXPLAIN ANY SPECIAL CIRCUMSTANCES RELATING TO THE INFORMATION**

There are no special circumstances related to this collection.

**8. DESCRIBE EFFORTS TO CONSULT OUTSIDE THE AGENCY: SUMMARIZE PUBLIC COMMENTS AND THE AGENCY'S RESPONSE TO THESE COMMENTS**

In accordance with OMB requirements,<sup>2</sup> the Commission published a 60-day notice (91 FR 3168, January 26, 2026) and a 30-day notice (91 FR 19125, April 14, 2026) to the public regarding this information collection. Within the public notices, the Commission noted that it would be requesting a three-year extension of the public reporting burden with no change to the existing requirements concerning the collection of data. No comments were received.

**9. EXPLAIN ANY PAYMENT OR GIFTS TO RESPONDENTS**

There are no payments or gifts to FERC-914 respondents.

**10. DESCRIBE ANY ASSURANCE OF CONFIDENTIALITY PROVIDED TO RESPONDENTS**

The Commission does not consider the information collected in FERC-914 filings to be confidential. However, the filer may request privileged treatment of a filing that may

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<sup>2</sup> 5 CFR 1320.8(d).

contain information harmful to the competitive posture of the applicant if released to the general public.<sup>3</sup>

**11. PROVIDE ADDITIONAL JUSTIFICATION FOR ANY QUESTIONS OF A SENSITIVE NATURE, SUCH AS SEXUAL BEHAVIOR AND ATTITUDES, RELIGIOUS BELIEFS, AND OTHER MATTERS THAT ARE COMMONLY CONSIDERED PRIVATE**

There are no questions of sensitive nature in the information collection.

**12. ESTIMATED BURDEN OF COLLECTION OF INFORMATION**

The Commission estimates the burden and cost<sup>4</sup> for this information collection as:

	<b>Number of Respondents (1)</b>	<b>Annual Number of Responses per Respondent (2)</b>	<b>Total Number of Responses (1)*(2)=(3)</b>	<b>Average Burden Hours &amp; Cost (\$) Per Response (4)</b>	<b>Total Annual Burden Hours &amp; Total Annual Cost (\$) (3)*(4)=(5)</b>	<b>Cost per Respondent (\$) (5)÷(1)</b>
FPA Section 205 Filings	40	1	40	185 hrs.; \$19,055	7,400 hrs.; \$762,200	\$19,055
Electric Quarterly Reports	35	4	140	6 hrs.; \$618	840 hrs.; \$86,520	\$2,472
Change of Status	10	1	10	3 hrs.; \$309	30 hrs.; \$3,090	\$309
<b>TOTAL</b>			<b>190</b>		<b>8,270 hrs.; \$851,810</b>	

**13. ESTIMATE OF TOTAL ANNUAL COST OF BURDEN TO RESPONDENTS**

<sup>3</sup> 18 CFR 388.112.

<sup>4</sup> FERC staff estimates that industry costs for salary plus benefits are similar to Commission costs. The cost figure is the FY2025 FERC average annual salary plus benefits (\$214,093/year or \$103/hour).

There are no start-up or other non-labor costs. All of the costs in the renewal are associated with burden hours (labor) and addressed in Questions #12 and #15.

**14. ESTIMATED ANNUALIZED COST TO FEDERAL GOVERNMENT**

	<b>Number of Employees (FTEs)</b>	<b>Estimated Annual Federal Cost</b>
PRA <sup>5</sup> Administration Cost <sup>6</sup>	-	\$7,978
Data Processing and Analysis <sup>7</sup>	1.6	\$342,549
<b>FERC Total</b>		<b>\$350,527</b>

The Commission bases its estimate of the “Data Processing and Analysis” cost to the Federal Government on salaries and benefits for professional and clerical support.

**15. REASONS FOR CHANGES IN BURDEN INCLUDING THE NEED FOR ANY INCREASE**

There are no changes to the reporting requirements or burden estimates.

	<b>Total Request</b>	<b>Previously Approved</b>	<b>Change due to Adjustment in Estimate</b>	<b>Change Due to Agency Discretion</b>
<b>FERC-547</b>				
Annual Number of Responses	190	190	0	0
Annual Time Burden (Hrs.)	8,270	8,270	0	0
Annual Cost Burden (\$)	\$0	\$0	\$0	\$0

**16. TIME SCHEDULE FOR PUBLICATION OF DATA**

There is no tabulating, statistical or tabulating analysis or publication plans for the collection of information. The data are used for regulatory purposes only.

**17. DISPLAY OF EXPIRATION DATE**

The OMB expiration dates are posted on [Information Collections | Federal Energy Regulatory Commission \(ferc.gov\)](#).

<sup>5</sup> Paperwork Reduction Act of 1995 (PRA).

<sup>6</sup> The PRA Administration Cost is \$7,978 and includes preparing supporting statements, notices, and other activities associated with PRA compliance.

<sup>7</sup> Based on the FY2025 FERC average annual salary plus benefits (\$214,093/year).

**18. EXCEPTIONS TO THE CERTIFICATION STATEMENT**

There are no exceptions.