SUBJECT: Critical Energy Infrastructure Information Disclosure Policy
EFFECTIVE: 06/01/17
POSTED: 09/14/17

It is the policy of TECO Energy, Inc. (“TECO Energy”) and all its direct and indirect subsidiaries, including Tampa Electric Company (“Tampa Electric”), its natural gas division (“Peoples Gas”), TECO Services, Inc. (“TSI”), SeaCoast Gas Transmission, LLC (“SeaCoast”) and the New Mexico Gas Company (“New Mexico Gas”) that its team members properly handle and not disclose Critical Energy Infrastructure Information (“CEII”). However, under certain limited circumstances specified below, CEII may be disclosed pursuant to appropriate safeguards against its misuse.

A. Coverage

The Federal Regulatory Commission (“FERC”) defines CEII as:

Specific engineering, vulnerability, or detailed design information about proposed or existing critical infrastructure (physical or virtual) that:

1. Relates details about the production, generation, transmission, or distribution of energy;
2. Could be useful to a person planning an attack on critical infrastructure;
3. Is exempt from mandatory disclosure under the Freedom of Information Act; and
4. Gives strategic information beyond the location of the critical infrastructure.

[https://www.ferc.gov/legal/ceii-foia/ceii.asp]

FERC published its definition of CEII after the September 11, 2001, attacks on the World Trade Center and the Pentagon as guidance regarding information it would protect from disclosure when filed with the agency (but only if a protective order was requested). TECO Energy, Inc. has adopted FERC’s definition as guidance to its employees regarding information that must be protected to ensure the safety and security of its employees and physical and cyber assets.

For purposes of this policy, TECO Energy has identified the following examples of CEII, regardless of media:

1. Security & restoration plans for all Tampa Electric facilities, including the Ybor Data Center and the Energy Control Center;
2. Emergency plans;
3. Communications infrastructure information;
4. Information about Tampa Electric’s Energy Management System (EMS) and Supervisory Control and Data Acquisition (SCADA) systems;
5. Information about Gas Control and SCADA systems;
6. Electric or natural gas transmission system load flow, connectivity and operating models; Connectivity or switching maps or diagrams;
7. Transmission system study reports (since they may identify constraints or vulnerabilities), although lists of such studies are publicly available;
8. BES Cyber Systems and BES Cyber Assets (defined below), as well as all operational procedures,
lists, network topology or similar diagrams, floor plans, equipment layouts, disaster recovery plans, incident response plans, and security configuration information about BES Cyber Systems, BES Cyber Assets, Protected Cyber Assets, Electronic Access Control or Monitoring Systems, and Physical Access Control Systems;
9. Natural gas gate station design or operation related information;
10. Generation or power plant Electronic Access Control or Monitoring Systems, Physical Access Control Systems, and DCS network topology drawings and database information;
11. Natural gas main and service pipelines ("critical gas lines") that supply Tampa Electric power plants or other critical resources.
12. List of community critical facilities or critical facilities related to TECO Energy or one of its direct or indirect subsidiaries.

Note: This list is not exhaustive, and team members should contact the applicable subject area approver, as listed below, if they have concerns regarding the potential disclosure of information not on this list that could nevertheless be used by a person to threaten TECO Energy’s critical infrastructure.

CEII may be disclosed only under the following circumstances:

1. Pursuant to specific applicable statutory or regulatory provisions, rules or regulations, including the applicable provisions of Tampa Electric’s Open Access Transmission Tariff.
2. Pursuant to an administrative or judicial order issued by a court or regulatory body that has jurisdiction over the subject matter.
3. As needed by a contractor, consultant, or representative engaged by Tampa Electric to provide engineering, construction, or other services for electric infrastructure.
4. As needed by a contractor, consultant or representative engaged by Tampa Electric, Peoples Gas, or New Mexico Gas to provide engineering, construction or other services for critical gas lines.
5. Pursuant to a valid subpoena.
6. Pursuant to a request from the Florida Reliability Coordinating Council’s designated Reliability Coordinator or another applicable governmental agency with authority to obtain such information.
7. Pursuant to a verifiably valid request from another utility or eligible transmission customer.
8. Pursuant to a verifiably valid request from a third-party consultant or energy market participant relating to analysis of the Florida or New Mexico energy markets or power systems.
9. Sharing critical facility lists with Emergency Management agencies and law enforcement agencies for the purpose of emergency response planning and restoration efforts.

In each of the disclosure circumstances specified above, CEII shall be made available only pursuant to an appropriate protective order or upon execution and delivery of the appropriate Confidentiality and Non-Disclosure Agreement unless such protection is specifically denied by statute, rule, or regulation or by order of a court or regulatory body that has jurisdiction over the subject matter or unless, in TECO Energy’s sole judgment, the requesting party is subject to legally binding statutory or regulatory rules or regulations that adequately provide for confidential treatment of CEII.

Questions regarding this policy as it applies to Electric Generation, Transmission and Distribution systems may be directed to:
• Art Nordlinger, alnordlinger@tecoenergy.com, 813-630-6203 or
• Ron Donahey, rldonahey@tecoenergy.com, 813-630-6261

Questions regarding this policy as it applies to Critical Gas Assets may be directed to:
• Mike Farmer, MFarmer@tecoenergy.com, 813-228-4540