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Public Service Commission

December 30, 2013

VIA ELECTRONIC FILING

Ms. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

Re: Docket No. ER13-80-002, Tampa Electric Company
Docket No. ER13-86-002, Duke Energy Carolinas, LLC
Docket No. ER13-104-002, Florida Power & Light Company

Dear Ms. Bose:

Please accept for filing in the above-referenced dockets the Florida Public Service Commission Comments on Florida Utilities Compliance Filings. The Florida utilities filed their compliance filings on December 17, 2013, in the above-captioned dockets. Service has been made upon the service list as evidenced by the attached certificate of service.

Thank you for your attention to this matter. The staff contacts on this filing are Ben Crawford at (850) 413-6598 and Cynthia B. Miller at (850) 413-6082.

Sincerely,

/ s /

Cynthia B. Miller
Senior Attorney

CBM:tf

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Tampa Electric Company)	Docket No. ER13-80-002
)	
Duke Energy Carolinas, LLC)	Docket No. ER13-86-002
)	
Florida Power & Light Company)	Docket No. ER13-104-002

FLORIDA PUBLIC SERVICE COMMISSION

COMMENTS ON FLORIDA UTILITIES’

COMPLIANCE FILINGS

The Florida Public Service Commission (“Florida Commission”) has previously intervened in the above proceedings and files now to emphasize the importance of including the Florida Transmission Line Siting Act criteria in the Florida utilities’ compliance filings in the above dockets for Cost Effective and/or Efficient Regional Transmission Solutions (CEERTS) projects.

In their December 17, 2013, compliance filings, the Florida utilities cite to the individual criteria of the Florida Transmission Line Siting Act (Act), consistent with the Federal Energy Regulatory Commission’s directive. We support the utilities’ incorporation of the separate criteria in Task 5 – Threshold Criteria for CEERTS projects, listed on page 13, “a transmission line 230 kV or higher, designed to cross a county line within the state of Florida, and 15 miles or longer.” Section 403.522, Florida Statutes, defines “transmission line” for purposes of the Act as those structures designed to operate at 230 kV or greater. Section 403.525(d), Florida Statutes, sets out as exemptions transmission lines that are less than 15 miles in length or are located in a single county within the state.

It would be extremely confusing to all stakeholders and the public if different criteria were used. The criteria have been in place since 1980 and have worked well. It would be illogical if the Federal projects were allowed to be smaller and not required to cross county lines.

Moreover, consistent with our request for rehearing filed on July 19, 2013, the Florida Commission believes that direct reference to the Florida law would facilitate greater recognition of the role of the state and would avoid potential conflicts or inconsistency. As stated in the Florida Commission's July 19, 2013, rehearing request filed in these dockets, the Federal Energy Regulatory Commission should withdraw the requirement that the utilities remove references to the Transmission Line Siting Act from their compliance filings. The Florida Commission stated, "these are statutory criteria in Florida and should not be superseded by a FERC-mandated set of criteria." The Florida Commission opposes the use of any individual criterion that differs from the Florida law. The Federal Energy Regulatory Commission has not yet ruled on that rehearing request, and the Florida Commission has not receded on that issue.

Thus, the Florida Commission supports the utilities' incorporation of the criteria from the Florida Transmission Line Siting Act as threshold criteria for the CEERTS projects. The Florida Commission reserves the right to file any additional points on rehearing.

Respectfully submitted,

/ s /

Cynthia B. Miller, Esquire
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DATED: December 30, 2013

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Tampa Electric Company)	Docket No. ER13-80-002
)	
Duke Energy Carolinas, LLC)	Docket No. ER13-86-002
)	
Florida Power & Light Company)	Docket No. ER13-104-002

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Florida Public Service Commission's Comments on Florida Utilities' Compliance Filings will be served today upon each person listed on the official service maintained by the Secretary of the Commission for the above captioned proceedings.

/ s /

Cynthia B. Miller, Esquire
Office of the General Counsel

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

DATED: December 30, 2013