

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed Repeal of Rule 25-17.006,
F.A.C., Electric Utility System Conservation
End Use Data.

DOCKET NO. 130168-EU
ORDER NO. PSC-13-0343-NOR-EU
ISSUED: July 31, 2013

The following Commissioners participated in the disposition of this matter:

RONALD A. BRISÉ, Chairman
LISA POLAK EDGAR
ART GRAHAM
EDUARDO E. BALBIS
JULIE I. BROWN

NOTICE OF RULEMAKING

BY THE COMMISSION:

NOTICE is hereby given that the Florida Public Service Commission, pursuant to Section 120.54, Florida Statutes, has initiated rulemaking to repeal Rule 25-17.006, Florida Administrative Code, relating to electric utility system conservation end use data.

The attached Notice of Proposed Rule appeared in the July 31, 2013, edition of the Florida Administrative Register.

If timely requested, a hearing will be held at a time and place to be announced in a future notice.

Written requests for hearing and written comments on the rule must be received by the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, no later than August 21, 2013.

ORDER NO. PSC-13-0343-NOR-EU
DOCKET NO. 130168-EU
PAGE 2

By ORDER of the Florida Public Service Commission this 31st day of July, 2013.



ANN COLE
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

KC

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:

25-17.006 Electric Utility System Conservation End Use Data

PURPOSE AND EFFECT: The purpose of the proposed repeal is to eliminate duplicative submission of conservation information by the utilities which are available to the Commission through other sources. Repeal of the rule should result in reduced administrative costs to the utilities associated with reporting this duplicative information, and therefore reduced costs passed on to utilities' customers which may include small businesses, small counties and cities, and state and local governments.

Docket No. 130168-EU

SUMMARY: The purpose of Rule 25-17.006, F.A.C., is to provide for the periodic collection of data on the characteristics of the residential housing inventory in Florida. The information was designed to be used in establishing energy conservation goals. Repeal of the rule is sought because the rule requires submission of information that is duplicative of information available to the Commission from other sources, including the Commission's demand-side management goal-setting process, the utilities' periodic customer surveys, residential customer on-site and on-line audits conducted by the utilities, and governmental sources.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

The SERC examined the factors required by Section 120.541(2)(c), F.S., and concluded that the rule repeal will not have an adverse impact on economic growth, business competitiveness, or small business and that there would likely be transactional cost savings to the individual and entities, including government entities, required to comply with the rule.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based upon the information contained in the SERC.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 350.127(2), 366.05(1) FS.

LAW IMPLEMENTED: 366.05(1), 366.82 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathryn G.W. Cowdery, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6216, kcowdery@psc.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

25-17.006 Electric Utility System Conservation End Use Data.

Rulemaking Specific Authority 350.127(2), 366.05(1) FS. Law Implemented 366.05(1), 366.82 FS. History--New 6-14-82, Amended 1-20-85, Formerly 25-17.06, Amended 9-7-87, 5-10-93, 3-7-94, 3-17-98, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Shevie B. Brown

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 30, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 39, Number 99, May 21, 2013