

VOTE SHEET

August 15, 2006

Docket No. 060426-EI – Petition for exemption under Rule 25-22.082(18), F.A.C., from issuing request for proposals (RFPs), by Florida Power & Light Company.

Issue 1: Should the Commission grant Florida Power & Light Company's (FPL) petition for exemption from the requirements of Rule 25-22.082, Florida Administrative Code, for its next planned advanced technology coal generating unit?

Recommendation: Yes. An exemption from the RFP requirement will provide FPL with the opportunity to stay on schedule for the unit's planned 2012 in-service date. FPL has estimated that an exemption will save at least six months. If FPL does not file a need determination within the estimated six-month time savings, there will be no benefits associated with the RFP exemption. Therefore, the Commission should limit the exemption to six months from the date of the consummating order. FPL should file a need determination petition for the 2012 coal plant within this timeframe, or issue an RFP for the capacity.

DEFERRED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

07324 AUG 15 06

FPSC-COMMISSION CLERK

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Issue 2: Should this docket be closed?

Recommendation: If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.