

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 050108-OT

IN RE: PROPOSED REVISIONS TO RULES IN CHAPTER 25-22 AND 25-40, F.A.C.

NOTICE OF PROPOSED RULE DEVELOPMENT

TO

ALL INTERESTED PERSONS

ISSUED: December 7, 2006

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission staff has initiated the development of Rule 25-40.001, Florida Administrative Code, to amend provisions relating to participation at agenda conference and filing of cross-petitions on proposed agency action.

The attached Notice of Proposed Rule Development will appear in the December 15, 2006, edition of the Florida Administrative Weekly. If timely requested and not deemed unnecessary by the Commission, a rule development workshop will be held at a time and place that will be announced.

The request must be submitted in writing to Division of Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, and should be submitted for receipt by the Commission no later than December 22, 2006.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

By DIRECTION of the Florida Public Service Commission, this 7th day of December, 2006.



BLANCA S. BAYO, Director  
Division of the Commission Clerk  
and Administrative Services

( S E A L )

LDH

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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FLORIDA PUBLIC SERVICE COMMISSION

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RULE TITLE: RULE NO.:

Exceptions to the Uniform Rules of Procedure 25-40.001

PURPOSE AND EFFECT: To revise the list of Commission rules that are exceptions from the Uniform Rules of Procedure.

SUBJECT AREA TO BE ADDRESSED: The Commission's table of exceptions to the Uniform Rules (Chapter 25-40, F.A.C.) granted to the Commission and contained in Chapter 25-22, F.A.C.

SPECIFIC AUTHORITY: 120.54(5)(a)3, FS

LAW IMPLEMENTED: 120.54(5)(a)3, FS

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING TO THE COMMISSION'S DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES, 2540 SHUMARD OAK BLVD., TALLAHASSEE, FL 32399-0850.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech

impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Larry Harris, Office of General Counsel, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, 850-413-6076.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:  
 25-40.001 Exceptions to the Uniform Rules of Procedure.

The following provisions of the Commission's rules are exceptions to the uniform rules of procedure:

UNIFORM RULE	COMMISSION RULE THAT IS AN EXCEPTION
CHAPTER 28-102 AGENDA AND SCHEDULING OF MEETINGS AND WORKSHOPS	25-22.0021 Agenda Conference Participation.
<u>CHAPTER 28-102 - AGENDA AND SCHEDULING OF MEETINGS AND WORKSHOPS AND CHAPTER 28-106 - DECISIONS DETERMINING SUBSTANTIAL INTERESTS</u>	<u>25-22.0022</u> <u>Oral Argument Rule</u>

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<p>28-102.001  Notice of Public Meeting, Hearing, or Workshop.</p>	<p>25-22.001  Notice of Meeting or Workshop.</p>
<p>28-102.002(2)  Agenda of Meetings, Hearings, and Workshops.</p>	<p>25-22.002  Agenda of Meetings.</p>
<p>CHAPTER 28-103  RULEMAKING</p>	<p>25-22.017  Rulemaking Proceeding -- Adoption</p>
<p>CHAPTER 28-106  DECISIONS                    DETERMINING  SUBSTANTIAL INTERESTS</p>	<p>25-22.006  Confidential information</p> <p>25-22.029  Point of Entry into Proposed Agency Action Proceedings.</p> <p>25-22.0376  Reconsideration of Non-Final Orders.</p> <p>25-22.0406(7)-(8)  Notice and Public Information on General Rate Increase Requests by Electric, Gas</p>

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	<p>and Telephone Companies</p> <p>25-22.0407(8) and (10)</p> <p>Notice of and Pubic Information for General Rate Increase Requests by Water and Wastewater Utilities.</p> <p>25-22.058</p> <p>Oral Argument</p> <p>25-22.060</p> <p>Motion for Reconsideration</p>
<p>28-106.104</p> <p>Filing</p>	<p>25-22.028</p> <p>Filing, Number of Copies</p>
<p>28-106.205</p> <p>Intervention</p>	<p>25-22.039</p> <p>Intervention.</p>
<p>28-106.208</p> <p>Notice of Hearing</p>	<p>25-22.029</p> <p>Point of entry into PAA Proceeding.</p> <p>25-22.0405</p> <p>Notices of Hearing</p>
<p>28-106.212</p>	<p>25-22.045</p>

Subpoenas	Subpoenas
CHAPTER 28-107 LICENSING	25-22.075 Transmission Line Permitting Proceedings.  25-22.080 Electrical Power Plant Permitting Proceedings.

Specific Authority 120.54(5)(a)3, FS

Law Implemented 120.54(5)(a)3, FS

History – New 4-28-99, Amended\_\_\_\_\_.

AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.