

Notice of Declaratory Statement

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:

25-6.04365: Nuclear Decommissioning

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has issued an order disposing of the petition for declaratory statement filed by Duke Energy Florida, Inc. (DEF) on July 30, 2013. The following is a summary of the agency's disposition of the petition:

The Commission granted, in part, and denied, in part, DEF's Petition for Declaratory Statement. Applying the Commission's Nuclear Decommissioning Orders and Rule 25-6.04365, F.A.C., Nuclear Decommissioning, the Commission affirmed that funds accumulated in the DEF Nuclear Decommissioning Trust Fund must be allocated among Nuclear Regulatory Commission (NRC) License Termination, Spent Fuel Management, and Site Restoration pursuant to the percentage assigned to each category in the most current Nuclear Decommissioning Study, or update, filed with and relied upon by the Commission pursuant to Rule 25-6.04365, F.A.C. However, the Commission found that the second issue raised by DEF regarding a requirement that DEF obtain prior approval by the Commission for payment of Spent Fuel Management and Site Restoration funds for NRC License Termination Costs was a hypothetical and thus was not proper for a declaratory statement. Final Order No. PSC-13-0452-FOF-EI was issued October 9, 2013, in Docket No. 130207-EI.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Anne Cole, Director, Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, clerk@psc.state.fl.us, (850) 413-6770.

Please refer all comments to: Cindy Miller at cmiller@psc.state.fl.us

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ID	Rule No./ Organization	Rule Title	Section	Issue	Date
✓ 13690597	7/30/2013	the Florida Public Service Commission	Declaratory	10/17/2013 Vol. 39/203	10/16/2013

Notices Confirmed by ACR

ID	Rule No./ Organization	Rule Title	Section	Issue	Date
None					

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