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DIVISION OF ECONOMICS
ELISABETH J. DRAPER
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Public Service Commission

January 18, 2024

To All PSC Regulated Water and Wastewater Utilities

Re: Statement of Estimated Regulatory Costs (SERC) Data Request for Proposed Amendment of Rule 25-30.0371, Florida Administrative Code (F.A.C.), Acquisition Adjustments.

Dear Utility Owner:

The Florida Public Service Commission (PSC) staff has proposed amendments, which update and clarify Rule 25-30.0371, F.A.C., Acquisition Adjustments. This rule is applicable to all water and wastewater utilities in Florida. In order to assess and consider the fiscal impacts and to prepare a SERC of the proposed amendments, PSC staff respectfully requests that you respond to the following data request included in pages 2-3. If you own more than one utility, please provide a cumulative response taking into consideration the impact on all of your utilities. For ease of reference, staff has also attached the most recent draft Rule 25-30.0371, F.A.C., with this data request.

Please file all responses electronically no later than February 2, 2024 via the Commission's website at www.floridapsc.com by selecting the Clerk's Office tab and Electronic Filing Web Form. Please contact Shannon Hudson at 850-413-7021 if you have any questions.

Thank you.

/s/Sevini Guffey

Sevini Guffey
Public Utility Analyst IV

cc: Office of Commission Clerk

**Rule 25-30.0371, F.A.C., Acquisition Adjustments
Statement of Estimated Regulatory Costs Data Request**

For purposes of this data request, “incremental” means the net change anticipated as necessary to comply with the draft amended version of the rule. In other words, practices and costs under the current version of the rule should be compared to anticipated practices and costs under the draft amended rule, and the difference between the two is considered “incremental.”

For each of the questions below, consider your utility’s present practices under the current version of Rule 25-30.0371, Florida Administrative Code (F.A.C.), and the practices necessary to comply with the draft amended rule. A responsive answer will indicate only the incremental change in costs or practices necessary to comply with the draft amended version of the rule compared with the cost or practices under the current rule. Any cost or practice already required by Rule 25-30.0371, F.A.C., should not be included in your answer.

Considering draft revisions to Rule 25-30.0371, F.A.C., attached to this data request and definition of the term “incremental” noted above, please respond to the following questions.

1. With reference to amended Subsection (3)(b)1. through 13., F.A.C., regarding the information to be included in the petition for a positive acquisition adjustment for non-viable utility, please explain and state the estimated cost to your utility to prepare the data and information listed for each requirement of Subsection (3)(b), F.A.C.
2. With reference to amended Subsection (4)(b)1. through 12., F.A.C., regarding the information to be included in the petition for a positive acquisition adjustment for viable utility, please explain and state the estimated cost to your utility to prepare the data and information listed for each requirement of Subsection (4)(b), F.A.C.
3. Referring to the proposed new Subsection (8), F.A.C., Notice, please provide the anticipated costs to your utility to prepare and provide the notice. Please note that lines 7 through 9 of Subsection (8), F.A.C., allow for the notice required by this rule to be combined with the notice of Application for Authority to Transfer issued pursuant to Rule 25-30.030, F.A.C. Therefore, any incremental costs could be impacted depending on whether your utility combines the notices required by Rules 25-30.030 and 25-30.0371, F.A.C, or does separate mailings. Please provide the incremental costs for both scenarios.

A “small business” is defined by Section 288.703(6), F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state, which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

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4. Considering the above stated definition of a “small business,” please state if your water and/or water and wastewater utility is a small business.
5. If yes, please state if the proposed rule would have an adverse, minimal, or no financial impact on your utility.
6. Would the proposed rule directly or indirectly result in incremental regulatory costs to your utility in excess of \$200,000 in the aggregate in Florida within 1 year after implementation of the rule?
7. Would the proposed rule revisions have an adverse incremental impact on economic growth, private-sector job creation or employment, and private-sector investment in excess of \$1 million in the aggregate within 5 years after implementation of the rule?
8. Would the proposed rule revisions have an adverse incremental impact on business competitiveness, productivity, and innovation in excess of \$1 million in the aggregate within 5 years after implementation of the rule?
9. Would the proposed rule revisions result in incremental regulatory costs, including any transactional costs (“transactional costs” include filing fees, the cost of obtaining a license, the cost of equipment required to be installed or used, procedures required to be employed in complying with the rule, additional operating costs incurred, the cost of monitoring or reporting, and any other costs necessary to comply with the rule) to your utility, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? If yes, please explain.

A “small city” is defined by Section 120.52(18), F.S., as any municipality that has an unincorporated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52(19), F.S., as any county that has an unincorporated population of 75,000 or less according to the most recent decennial census.

10. Considering the above definitions of a “small city” and “small county”, please state if your utility serves a small city or several small cities, or a small county/counties? Would the small city/cities/county/counties served by your utility have financial impacts or no impacts due to the proposed rule revisions?
11. Please provide any additional information, including any tasks not identified above, which would result in incremental costs or savings to you utility, due to the proposed revisions to the rule, which the Commission may determine useful. [120.541(2)(f), F.S.]