

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Amendment of Rule 25-17.008,)	DOCKET NO. 891324-EU
F.A.C., Conservation Cost Effectiveness)	ORDER NO. 24145
Reporting Format.)	ISSUED: 2/22/91

NOTICE OF PROCEDURES TO BE FOLLOWED AT RULEMAKING HEARINGI. Background

The Florida Public Service Commission has proposed a revision to Rule 25-17.008, F.A.C., and, after publication in the Florida Administrative Weekly, has received comments and requests for a hearing.

A hearing is scheduled to start at 9:30 a.m. on March 13-15, 1991. The hearing will be held in Room 106 of the Fletcher Building, 101 East Gaines Street, Tallahassee, Florida.

II. Rulemaking Hearing

While this hearing was originally in the posture of a section 120.57, Florida Statutes, draw-out regarding the "lost revenues" issues and a section 120.54, Florida Statutes, rule hearing on the remaining issues, it is now entirely a section 120.54 hearing due to Florida Power and Light Company's (FPL) Notice of Withdrawal of the company's need for a section 120.57, Florida Statutes, draw-out.

A rulemaking hearing is governed by section 120.54, Florida Statutes, and by Chapter 25-22, Florida Administrative Code. Rule 25-22.016, Florida Administrative Code, states that the Commission will provide, upon written request, a public hearing for presentations within reasonable conditions, and limitations imposed by the Commission to avoid duplication, irrelevant comments, unnecessary delay, or disruption of the proceeding.

III. Procedures to be Followed

In order to ensure a full discussion and understanding of the issues, we note that any participants may send but are not required to send, pre-filed comments by March 8, 1991. The comments already filed and those received now will be placed in a Composite Exhibit for the proceeding. The full Commission will participate in the rulemaking hearing. Send any comments to:

DOCUMENT NUMBER-DATE

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Mr. Steve Tribble
 Director, Records and Reporting
 Florida Public Service Commission
 101 East Gaines Street
 Tallahassee, Florida 32399-0870

Each presenter will have an opportunity to present comments after being sworn in. All participants will have the opportunity to ask questions of the presenter.

Staff will present its comments on each topic first. Then, other participants will follow. Staff and other interested persons will have the opportunity to respond to each others' comments.

The topics for the discussion which we have been able to identify are:

1. Treatment of "lost revenues."
2. Treatment of environmental externalities.
3. Tests for Self-Service Wheeling.
4. Value of Deferral.
5. Any additional relevant rulemaking points participants wish to raise.

IV. Post-Hearing

The Commission shall make available a transcript of the proceeding which shall be made available to the public at cost.

By April 2, any post-hearing written statements may be submitted to the Commission by any person participating in the proceeding.

The key remaining steps in the current rulemaking schedule, which are subject to change, are the following:

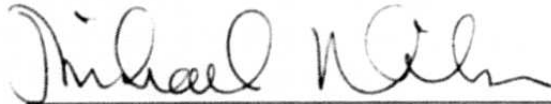
--Proposed Final Version Issued	- 4-5-91
--Comments Due	- 4-19-91
--Staff Recommendation	- 5-9-91
--Agenda for Final Action	- 5-21-91
--Notice to JAPC	- 5-28-91
--File Rule	- 6-4-91
--Rule Effective	- 6-24-91

Based on the foregoing, it is

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ORDERED by Commissioner Michael Wilson, that this Prehearing Order shall govern the conduct of these proceedings, as set forth above, unless modified by the Commission.

By ORDER of Commissioner Michael Wilson, as Prehearing Officer, this 22nd day of FEBRUARY, 1991.



MICHAEL WILSON, Commissioner
and Prehearing Officer

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