

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Proposed Amendments to) DOCKET NO. 930487-OT
Rule 25-22.100, F.A.C.,) ORDER NO. PSC-94-1516-FOF-OT
Authority; Rule 25-22.101,) ISSUED: December 8, 1994
F.A.C., Purpose; Rule 25-22.102,)
F.A.C., Public Inspection and)
Duplication; Rule 25-22.103,)
F.A.C., Final Orders Indexed;)
Rule 25-22.104, F.A.C.,)
Numbering of Final Orders; Rule)
25-22.105, F.A.C., System for)
Indexing Final Orders; Rule 25-)
22.106, F.A.C., Maintenance of)
Records; and Rule 25-22.107,)
F.A.C., Plan for Making Orders)
and Index Available to the)
Public; and Proposed New Rule)
25-22.1035, F.A.C., Designation)
of Official Reporter)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

NOTICE OF ADOPTION OF RULES

NOTICE is hereby given that the Florida Public Service Commission, pursuant to Section 120.54, Florida Statutes, has adopted the amendments to Rules 25-22.100 through 25-22.107 and new Rule 25-22.1035, Florida Administrative Code, relating to indexing and availability of Commission orders, without changes.

The rule amendments and the new rule were filed with the Department of State on December 7, 1994 and will be effective on December 27, 1994. A copy of the rules as filed with the Secretary of State is attached to this Notice.

This docket is closed upon issuance of this notice.

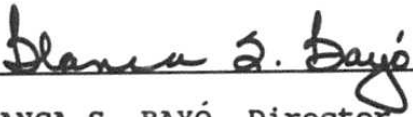
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FPSC-RECORDS/REPORTING

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By ORDER of the Florida Public Service Commission, this 8th
day of December, 1994.



BLANCA S. BAYÓ, Director
Division of Records & Reporting

(S E A L)

MAH

PART VI

INDEXING OF FINAL ORDERS

25-22.100 Authority

25-22.101 Purpose

25-22.102 Public Inspection and Duplication

25-22.103 ~~Final~~ Orders Indexed

25-22.1035 Designation of Official Reporter

25-22.104 Numbering of ~~Final~~ Orders

25-22.105 System For Indexing ~~Final~~ Orders

25-22.106 Maintenance of Records

25-22.107 Plan for Making Orders and Index Available to the
Public

25-22.100 Authority. These rules regarding the indexing, management, and availability of Commission ~~final~~ orders are issued pursuant to Section 120.533, Florida Statutes, and Chapter 1S-6, Florida Administrative Code, and have been approved by the Department of State pursuant to Section 120.53(2)(c), Florida Statutes.

Specific Authority: 120.533 F.S.

Law Implemented: 120.53(2) - (4) F.S.

History: New 9/24/92, Amended 12/27/94.

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25-22.101 Purpose. The purpose of this part is to provide public access to and availability of all Commission final orders.

Specific Authority: 120.533 F.S.

Law Implemented: 120.53(2) - (4) F.S.

History: New 9/24/92, Amended 12/27/94.

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25-22.102 Public Inspection and Duplication. Commission orders ~~The following~~ shall be made available from the agency for public inspection and copying, ~~at \$1 per page.~~

~~(1) All final orders.~~

~~(2) A current subject matter index identifying all final orders.~~

~~The subject matter index will also be available by subscription.~~

Specific Authority: 120.533, F.S.

Law Implemented: 120.53(2)(a)(1) - (5), 350.06(7), F.S.

History: New 9/24/92, Amended 12/27/94.

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25-22.103 ~~Final~~ Orders Indexed. All Commission ~~final~~ orders
~~of the Commission issued pursuant to Sections 120.565, 120.57(1),~~
~~(2), and (3), Florida Statutes,~~ shall be indexed.

Specific Authority: 120.533 F.S.

Law Implemented: 120.53(2)(a)3, 120.53(2)(d) F.S.

History: New 9/24/92, Amended 12/27/94.

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25-22.1035 Designation of Official Reporter.

The official reporter of the Florida Public Service Commission shall be the Florida Public Service Commission Reporter (FPSCR), published by FALR, Inc. The official reporter shall index orders of the Commission as required by Rule 25-22.103, Florida Administrative Code, and shall publish the index and all orders. The Florida Public Service Commission Reporter is found at some county law libraries and is available by subscription at the offices of FALR, Inc., P.O. Box 385, Gainesville, FL 32602. A copy of the Florida Public Service Commission Reporter is also available for public inspection at the Division of Records and Reporting.

Specific Authority: 120.533 F.S.

Law Implemented: 120.53(2)(a)3, 120.53(2)(d), 120.53(4)(a) F.S.

History: New 12/27/94.

25-22.104 Numbering of ~~Final~~ Orders.

(1) All ~~final~~ orders shall be sequentially numbered as rendered using a two-part number separated by a dash with the first part before the dash indicating the year and the second part indicating the numerical sequence of the order issued for that year beginning with the number 0001 each new calendar year. Amendatory orders will be assigned the same order number as the order being amended, with the addition of the letter "A" immediately following the order number. The assigned agency prefix which is "PSC" shall precede the two-part number.

(2) The applicable order category shall be added as a suffix succeeding the agency designation prefix and the two-part number. The order category suffix for proposed agency action orders will be either "FOF" or "FOI", depending on the type of proceeding in which the order was issued. The order categories are as follows:

- DS - Declaratory Statement
- FOI - Final Order Informal Proceedings
- FOF - Final Order Formal Proceedings
- S - Stipulation
- AS - Agreed Settlement
- CO - Consent Order
- PCO - Procedural Order
- PHO - Prehearing Order
- CFO - Confidentiality Order

NOR - Notice of Rulemaking

(3) After the order category, the applicable industry designation shall be inserted. The industry designations are as follows:

EI - Electric Utility - Investor Owned
EM - Electric Utility - Municipality
EC - Electric Utility - Rural Electric Cooperative
EU - Electric Utility - All
EG - Energy Conservation
EQ - Qualifying Cogeneration Facility
GU - Gas Industry
GP - Gas Pipeline
TA - Telephone Utility - Alternate Access Vendor
TC - Telephone Utility - Coin (Pay) Telephone
Company
TI - Telephone Utility - Interexchange Company
TL - Telephone Utility - Local Exchange Company
TS - Telephone Utility - Shared Tenant Company
TP - Telephone (Communications) Industry Generally
WU - Water Utility
SU - Wastewater (Sewer) Utility
WS - Water and Wastewater Utility
PU - Public Utilities Generally - Applies to matters
which pertain to two or more industries.

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OT - Other Matters - Administrative Matters not related
to a particular industry.

Specific Authority: 120.533(1)(f) F.S.

Law Implemented: 120.53(2) -(4) F.S.

History: New 9/24/92, Amended 12/27/94.

25-22.105 System for Indexing Final Orders.

(1) The index shall be alphabetically arranged by main subject headings representing major categories of the Commission's regulatory jurisdiction and taken from the Florida Statutes index, when applicable. The applicable titles of citations of the Florida Statutes construed within the final order may determine the main subject headings and subheadings in the index. The index shall show the main subject headings in all capital letters, flush left on the page, followed by relevant subheadings which shall be initial caps and lower case letters indented. Subheadings and sub-subheadings shall reflect increasingly specific areas or subjects addressed in Commission orders and may be taken from the text of the Florida Statutes construed. Subheadings and sub-subheadings at equal indentations shall also be alphabetized. The FPSCR citation to numbers of final orders shall be listed sequentially in an indentation immediately below the applicable sub or sub-subheading. Cross references shall be used to direct the user to subject headings which contain the relevant information. Related key words (specific words, terms, and phrases) and common and colloquial words shall be listed and cross-referenced to the appropriate main subject headings. New subject headings will be added when necessary.

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(2) The index shall be cumulative for at least one calendar year and shall be updated and made available to the public at least quarterly.

~~(3) The Division of Records and Reporting shall maintain the index of final orders.~~

Specific Authority: 120.533(1)(f) F.S.

Law Implemented: 120.53(2) - (4) F.S.

History: New 9/24/92, Amended 12/27/94.

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25-22.106 Maintenance of Records. ~~Final orders that comprise final agency action and therefore must be indexed pursuant to these rules~~ Orders shall be permanently maintained by the Commission pursuant to the retention schedule approved by the Department of State, Division of Library and Information Services.

Specific Authority: 120.53(2)(f) F.S.

Law Implemented: 119.041(2) F.S.

History: New 9/24/92, Amended 12/27/94.

25-22.107 Plan for Making Orders and Index Available to the Public.

(1) The Commission shall make ~~final~~ orders accessible and available to the public by sequentially numbering and maintaining indexing all ~~final~~ orders.

(2) The Division of Records and Reporting shall assist the public in obtaining information pertaining to Commission final orders.

(3) ~~The subject matter index and copies~~ Copies of all ~~final~~ orders, in numerical order, and a copy of the Commission's official reporter shall be maintained in the offices of the Division of Records and Reporting, ~~located at Room 111, Fletcher Building, 101 East Gaines St., Tallahassee, Fl 32399-0870. The office is open to the public between the hours of 7:45 a.m. and 4:45 p.m., excluding holidays and weekends.~~

Specific Authority: 120.53(2)(8) F.S.

Law Implemented: 120.52(2), F.S.

History: New 9/24/92, Amended 12/27/94.