

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DATE 2/6/90

RE: DOCKET NO. 890737-PU - Implementation of Section 366.80-.85, F.S., Conservation Activities of Electric and Natural Gas Utilities.

Issue: Does the Florida Public Service Commission have the authority to require electric utilities to develop cost-effective conservation programs which promote the use of natural gas?

Primary Recommendation: Yes.

Secondary Recommendation: No. Requiring electric utilities <sup>in the first instance</sup> to develop cost-effective conservation programs for the promotion of the use of natural gas is contrary to the 1989 revision of the Florida Energy Efficiency and Conservation Act (FEECA) ~~and violates the First Amendment freedom of speech rights of the electric utilities.~~

APPROVED with the noted modification.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' VOTES

APPROVED

APPROVED WITH MODIFICATIONS

DISAPPROVED

DEFER

<i>Becky S. Kelly</i>		
<i>John T. Heenan</i>		
<i>Richard A. Kelly</i>		
<i>[Signature]</i>		
<i>[Signature]</i>		

REMARKS/DISSENTING COMMENTS:

TO: