

Commissioners:  
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DIVISION OF APPEALS  
DAVID E. SMITH,  
DIRECTOR  
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# Public Service Commission

January 22, 1992

ORIGINAL  
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Mr. Carroll Webb  
Joint Administrative Procedures  
Committee  
120 Holland Building  
Tallahassee, Florida 32399

Re: DOCKET NO. 911130-EI, RULE 25-6.0131, F.A.C.

Dear Mr. Webb:

The Commission has approved the amendment of Rule 25-6.0131, F.A.C., without changes.

The rule does not have an impact on small business but the Small and Minority Business Advocate, the Division of Economic Development and the Minority Business Enterprise Assistance Office have not offered alternatives regarding the impact of the rule on small business.

Sincerely,

MARSHA E. RULE  
Associate General Counsel

ACK \_\_\_\_\_

AFA \_\_\_\_\_

APP \_\_\_\_\_

CAF \_\_\_\_\_MER

CMU \_\_\_\_\_Enclosure

CTR \_\_\_\_\_cc: Steve Tribble, Director,  
Div. Records & Reporting

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FPSC-RECORDS/REPORTING

1           25-6.0131 Regulatory Assessment Fees; Investor-owned Electric  
2 Companies, Municipal Electric Utilities, Rural Electric  
3 Cooperatives.

4           (1) As applicable and as provided in s. 350.113, F.S. (1985),  
5 each company, utility, or cooperative shall remit to the Commission  
6 a fee based upon its gross operating revenue. This fee shall be  
7 referred to as a regulatory assessment fee. Regardless of the  
8 gross operating revenue of a company, a minimum annual regulatory  
9 assessment fee of \$25 shall be imposed.

10           (a) On January 30, 1992, eEach investor-owned electric  
11 company shall pay a regulatory assessment fee in the amount of 0.05  
12 ~~one-eighth of one~~ percent of gross operating revenues derived from  
13 intrastate business, excluding sales for resale between public  
14 utilities, municipal electric utilities and rural electric  
15 cooperatives or any combination thereof. Beginning on July 30,  
16 1992 and continuing thereafter, each investor-owned electric  
17 company shall pay a regulatory assessment fee in the amount of  
18 0.08330 percent of gross operating revenues derived from intrastate  
19 business, excluding sales for resale between public utilities,  
20 municipal electric utilities and rural electric cooperatives or any  
21 combination thereof.

22           (b) Each municipal electric utility and rural electric  
23 cooperative shall pay a regulatory assessment fee in the amount of  
24 one-sixty-fourth of one percent of its gross operating revenues  
25 derived from intrastate business, excluding sales for resale

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1 between public utilities, municipal electric utilities and rural  
2 cooperatives or any combination thereof.

3 (2) Regulatory assessment fees are due each January 30 for  
4 the preceding period or any part of the period from July 1 until  
5 December 31, and on July 30 for the preceding period or any part of  
6 the period from January 1 until June 30. Each company, utility, or  
7 cooperative shall have up to and including the due date in which  
8 to:

9 (a) Remit the total amount of its fee, or

10 (b) Remit an amount which the company, utility, or  
11 cooperative estimates is its full fee, or

12 (c) Seek and receive from the Commission a 30-day extension  
13 of its due date.

14 (3) Where the company, utility, or cooperative remits less  
15 than its full fee pursuant to subsection (2)(b) of this Rule, the  
16 remainder of the full fee shall be due on or before the 30th day  
17 from the due date and shall, where the amount remitted was less  
18 than 90% of the total regulatory assessment fee, include interest  
19 as provided by subsection (5)(b) of this Rule.

20 (4) Where a company, utility, or cooperative receives a  
21 30-day extension of its due date pursuant to subsection (2)(c) of  
22 this rule, then the entity shall remit a charge in addition to the  
23 regulatory assessment fee, as set out in s. 350.113(5), F.S.  
24 (1985).

25 (5) The delinquency of any amount due to the Commission from

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1 | the company, utility, or cooperative pursuant to the provisions of  
2 | s. 350.113, F.S. (1985) and this rule, begins with the first day  
3 | after any date established as the due date either by operation of  
4 | this rule or by an extension pursuant to this rule.

5 |       (a) A penalty, as set out in s. 350.113, F.S. (1985) shall  
6 | apply to any such delinquent amounts.

7 |       (b) Interest at the rate of 12% per annum shall apply to any  
8 | such delinquent amounts.

9 | Specific Authority: 350.127(2), F.S.

10 | Law Implemented: 350.113, F.S.

11 | History: New 5/18/83, Amended 2/9/84, formerly 25-6.131, Amended  
12 | 6/18/86, 10/16/86, 3/7/89, \_\_\_\_\_.

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