

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for authority) DOCKET NO. 941205-EI
to require customers to obtain,) ORDER NO. PSC-95-0131-FOF-EI
maintain, repair their own) ISSUED: January 26, 1995
instrument transformer-rated)
meter enclosures, by FLORIDA)
POWER AND LIGHT COMPANY.)

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION

ORDER GRANTING AUTHORITY TO REQUIRE CUSTOMERS
TO OBTAIN THEIR OWN INSTRUMENT TRANSFORMER METER ENCLOSURES

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On November 15, 1994, Florida Power & Light (FPL or the Company) filed for relief from the Commission's directive in paragraph five of Order No. 6674, dated May 20, 1975, Docket No. 73632-EU(CI). That directive required FPL, and certain other regulated electric utilities, to provide self-contained meter enclosures, instrument transformer meter enclosures and meter sockets at no cost to contractors or customers. Although Commission Order No. 18893, issued in Docket No. 870225-EI, on February 22, 1988, allowed Florida Power and Light (FPL) to cease providing residential and small commercial self-contained meter enclosures, as was required by Commission Order No. 6674, instrument transformer meter enclosures, which are commonly used in large industrial applications, were not addressed in Order No. 18893. FPL's November 15, 1994, filing requested authority to require its industrial customers to also obtain instrument transformer meter enclosures at their own expense.

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FPSC-RECORDS/REPORTING

Because FPL's filing in Docket No. 870225-EI inadvertently omitted the industrial customer's instrument transformer enclosures, FPL is now petitioning the Commission to release the Company from having to provide instrument transformer enclosures. An enclosure is the metallic casing which houses the customer's electric usage meter and is installed by the customer when he builds a facility. These instrument transformer enclosures should be provided by the customer for the same reasons stated in Docket No. 870225-EI for self-contained meter enclosures. Instrument transformer meter enclosures are not part of the utility function, but simply house the meter itself. As such, it is appropriate for customers to provide these enclosures and meter sockets since it is more closely related with construction of the customer's building. We therefore find that such costs shall be borne by the customer when the structure is initially wired for electric service or when it must be replaced due to obsolescence or wear, and not by the general body of ratepayers.

In addition, any savings resulting from requiring customers to provide instrument transformer meter enclosures will be offset by cost increases in other areas. When the meter enclosure which is presently owned and maintained by FPL is damaged to the extent that it requires total replacement, the customer will be advised that it is his responsibility to have the entire enclosure replaced at his own expense. Due to the extended lifetime of these meter enclosures, it will be many years before company-owned meter enclosures will be totally replaced by customer-owned meter enclosures. Initially, the ratio of customer-owned meter enclosures to company-owned meter enclosures will be quite small. Over time, however, the percentage will increase as existing meter enclosures are replaced and new customers are added. The long-term objective is for the company to no longer own or maintain any meter enclosures. Due to the gradual nature of this process, base rates will not be adjusted at this time. Any adjustment to base rates made necessary by a declining investment in meter enclosures, and a declining level of maintenance expenditures and depreciation, shall be addressed during future rate case proceedings.

Based on the foregoing, it is therefore

ORDERED that Florida Power and Light Company's petition for authority to require its customers to obtain and maintain their own instrument transformer meter enclosures is, hereby, approved. It is further

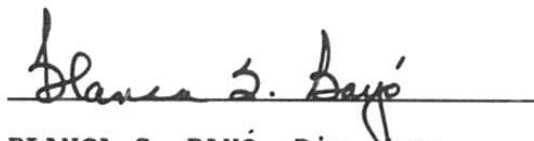
ORDERED that base rates shall not be revised at this time. It is further

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ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this docket should be closed.

By ORDER of the Florida Public Service Commission, this 26th day of January, 1995.

A handwritten signature in cursive script, reading "Blanca S. Bayó", is written over a horizontal line.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

BC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on February 16, 1995.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party substantially affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.