

Steel Hector & Davis

Tallahassee, Florida

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950
**ORIGINAL
FILE COPY**

February 5, 1996

Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
4075 Esplanade Way, Room 110
Tallahassee, FL 32399-0850

RE: DOCKET NO. 960007-EI

Dear Ms. Bayó:

Enclosed for filing please find the original and fifteen (15) copies of Florida Power & Light Company's List of Issues and Positions in the above referenced docket.

Also enclosed is a formatted double sided high density 3.5 inch diskette containing the List of Issues and Positions for Florida Power & Light Company.

Very truly yours,



Matthew M. Childs, P.A.

- ACK
- AFA
- APP
- CAF MMC/ml
- CMU cc: All Parties of Record
- CTR
- EAG *B...*
- LEG *1*
- LIN *3 2* *28*
- OPC
- RCH
- SEC *1*
- WAS
- OTH

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DOCUMENT NUMBER-DATE

01293 FEB-5 96

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Environmental)
Recovery Clause)

DOCKET NO. 960007-EI
FILED: FEBRUARY 5, 1996

FLORIDA POWER & LIGHT COMPANY'S
ISSUES AND POSITIONS

1. What is the appropriate final environmental cost recovery true-up amount for the period April, 1995 through September, 1995?

FPL: \$583,626 overrecovery for the period including interest.

2. What is the estimated environmental cost recovery true-up amount for the period October, 1995 through March, 1996?

FPL: \$2,021,58 underrecovery for the period including interest.

3. What is the total environmental cost recovery true-up amount to be collected during the period April, 1996 through September, 1996?

FPL: \$1,438,032 net underrecovery.

4. What is the appropriate projected environmental cost recovery amount to be included in the recovery factors for the period April, 1996 through September, 1996?

FPL: The appropriate projected environmental cost recovery amount to be collected during the period is \$5,695,286. This amount consists of \$4,167,068 of projected environmental compliance cost for the period net of the prior period underrecovery and adjusted for taxes.

DOCUMENT NUMBER-DATE

01293 FEB-5 96

FPSC-RECORDS/REPORTING

5. What are the appropriate Environmental Cost Recovery Factors for the period April, 1996 through September, 1996 for each rate group?

FPL: Rate Class	<u>Environmental Recovery Factor (\$/KWH)</u>
RS1	0.00015
GS1	0.00015
GSD1	0.00013
OS2	0.00012
GSLD1/CS1	0.00013
GSLD2/CS2	0.00013
GSLD3/CS3	0.00012
ISST1D	0.00013
SST1T	0.00014
SST1D	0.00011
CILC D/CILC G	0.00013
CILC T	0.00012
MET	0.00014
OL1/SL1	0.00010
SL2	0.00012

6. What should be the effective date of the new environmental cost recovery factors for billing purposes?

FPL: The Company is requesting that these new charges become effective starting with meter readings scheduled to be read on or after April 1, 1996 (Cycle Day 3) and continue through September 30, 1996 (Cycle Day 2). Billing cycles may start before April 1, 1996, and the last cycle may be read after September 30, 1996, so that each customer is billed six months regardless of when the factor becomes effective.

7. Should the Commission approve FPL's request to recover the cost of the St. Lucie Plant Turtle Net through the Environmental Cost Recovery Clause?

FPL: Yes. The sea turtles have been designated as "endangered or threatened species" pursuant to the Endangered Species Act. Section 7 of the Endangered Species Act requires Federal Agencies to consult with either the Department of the Interior or the Department of Commerce to ensure that their activities are not likely to jeopardize the continued existence of any endangered or threatened species. The Nuclear Regulatory Commission as the permit-issuing federal agency overseeing operation

of the St. Lucie Plant, consulted with the National Marine Fisheries Service (NMFS) of the Department of Commerce. The NMFS recommended that this new mesh barrier net be erected and maintained on a periodic basis to protect the sea turtles. This recommendation will be reflected as a new condition in either the Nuclear Regulatory Commission's operating license for the plant or the Florida Department of Environmental Protection's sea turtle handling permit.

WITNESSES AND SUBJECT MATTER

<u>WITNESS</u>	<u>SPONSOR</u>	<u>SUBJECT MATTER</u>	<u>EXHIBIT TITLES</u>
B.T. BIRKETT	FPL	ECRC Factors for April 1996 through September 1996	Appendices I and II
W.M. REICHEL	FPL	New Environmental Compliance Activities, Status of Projects	Appendices I and II

Respectfully submitted,

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Attorneys for Florida Power
& Light Company

By: 
Matthew M. Childs, P.A.

CERTIFICATE OF SERVICE
DOCKET NO. 960007-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's List of Issues and Positions has been furnished by Hand Delivery (***) and U. S. Mail this 5th day of February, 1996, to the following:

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