

State of Florida

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

March 19, 1996

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

Re: Docket No. 960088-GU, Proposed Amendments to Rules 25-7.135, F.A.C.,
Annual Reports; and 25-7.1351, F.A.C., Diversification Reports

Dear Mr. Webb:

The Commission has approved the adoption of Rules 25-7.135 and 25-7.1351, F.A.C.,
without changes.

The rules do not have an impact on small business.

Sincerely,

Mary Anne Helton
Associate General Counsel

- ACK _____
- BA _____
- BPP _____
- CAF _____
- GMU _____
- OTR _____
- EAG _____
- ELG _____
- LIN _____
- DPC _____
- RCH _____
- SEC _____
- WAS _____
- OTH _____

ADP-35 MRD
Enclosure
cc: Division of Records & Reporting

DOCUMENT NUMBER-DATE

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1 25-7.135 Annual Reports.

2 (1) Each investor-owned natural gas utility shall file annual
3 reports with the Commission on Commission Form PSC/AFA 20 (x/xx)
4 ~~(12/94)~~ which is incorporated by reference into this rule. Form
5 PSC/AFA 20, entitled "Annual Report of ~~Major~~ Natural Gas Utilities
6 Companies", may be obtained from the Commission's Division of
7 Auditing and Financial Analysis. These reports shall be verified
8 by a responsible accounting officer of the company making the
9 report and shall be due on or before April 30 for the preceding
10 calendar year. A utility may file a written request for an
11 extension of time with the Division of Auditing and Financial
12 Analysis no later than April 30. One extension of 31 days will be
13 granted upon request. A request for Commission approval of a
14 longer extension must be accompanied by a statement of good cause
15 and shall specify the date by which the report will be filed.

16 (2) The utility shall also file with the original and each
17 copy of the annual report form, or separately within 30 days, a
18 letter or report, signed by an independent certified public
19 accountant, attesting to the conformity in all material respects of
20 the Comparative Balance Sheet, Statement of Income, and Statement
21 of Cash Flows ~~schedules~~ and ~~any their~~ applicable notes ~~listed on~~
22 ~~the general information page of~~ from Form PSC/AFA 20 with the
23 Commission's applicable uniform system of accounts and published
24 accounting releases.

25 (3) Any utility which is on a fiscal year other than the

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~~struck-through~~ type are deletions from existing law.

1 calendar year may file the ~~above-refereneed~~ schedules and
2 certification letter required by subsection (2) on a fiscal year
3 basis within 90 days from the close of its fiscal year. A complete
4 annual report, except for the certification letter, shall also be
5 filed on a calendar year basis by these utilities.

6 Specific Authority: 366.05(1), 350.127(2), F.S.

7 Law Implemented: 366.05(1), F.S.

8 History: New 12/27/94, amended _____.

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1 25-7.1351 Diversification Reports.

2 (1) Each new investor-owned gas utility shall file
3 information on its affiliates and affiliated transactions on
4 Commission Form PSC/AFA 16 (12/94) which is incorporated into this
5 rule by reference. Form PSC/AFA 16, entitled "Analysis of
6 Diversification Activities", may be obtained from the Commission's
7 Division of Auditing and Financial Analysis.

8 (2) Definitions

9 (a) Affiliate - Any entity that directly or indirectly
10 through one or more intermediaries, controls, is controlled by, or
11 is under common control with a gas utility. Ownership of 5 percent
12 or more of the voting securities of an entity shall be conclusively
13 deemed to constitute the control thereof.

14 (b) Affiliated Transaction - Any transaction in which both a
15 gas utility and an affiliate thereof are each participants other
16 than transactions related to the filing of consolidated tax
17 returns.

18 (3) Within 45 days of coming under the jurisdiction of the
19 Commission, each investor-owned gas utility shall file Schedules 1,
20 7, and 8 of Form PSC/AFA 16 with the Division of Auditing and
21 Financial Analysis.

22 ~~(4) Each investor owned gas utility shall file Schedules 1~~
23 ~~6 of Form PSC/AFA 16 as an attachment to its annual report.~~

24 ~~(5) Each investor owned gas utility shall keep a detailed~~
25 ~~backup report of the summary report to facilitate auditing and~~

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1 ~~analysis. Each investor owned gas utility shall maintain a clear~~
2 ~~audit trail from the summary report through the general ledger to~~
3 ~~the source documents supporting the reported transactions.~~

4 Specific Authority: 366.05(1), 350.127(2), F.S.

5 Law Implemented: 366.05(1), F.S.

6 History: New 12/27/94, amended _____.

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