

Commissioners:
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DIVISION OF APPEALS
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ORIGINAL

Public Service Commission

September 26, 1997

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

Re: Docket No. 960623-ET - Petition to Initiate Rulemaking to Amend Rule 25-6.078, F.A.C., Schedule of Charges, and Rule 25-6.082, F.A.C., Records and Reports, by Florida Power & Light Company, Florida Power Corporation, Tampa Electric Company, and Gulf Power Company

Dear Mr. Webb:

The Commission has approved the amendment of Rules 25-6.077, 25-6.078 and 25-6.082 without changes.

We plan to file the rule for adoption on October 6, 1997.

Sincerely,

Christiana T. Moore
Christiana T. Moore
Associate General Counsel

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCR _____
- SEC 1 _____
- WAS _____
- OT _____

adptelec.mrd
Enclosure

cc: Division of Records & Reporting

DOCUMENT NUMBER-DATE

05917 SEP 26 5

TALLAHASSEE, FL 32399-0850
FPSC-RECORDS/REPORTING STATE.FL.US

1 25-6.077 Installation of Underground Distribution Systems
2 Within New Subdivisions.

3 (1) When required. After acceptance by the utility of a
4 proper application the utility shall define the geographical area
5 described and entailed by said application a "Designated
6 Underground Area." The utility shall design and install a
7 suitable underground electric distribution system with sufficient
8 capacity and suitable materials which, in its judgment, will
9 assure that the applicant will receive reasonably safe and
10 adequate electric service for the reasonably foreseeable future.

11 (2) Facilities required to be underground.

12 (a) All service, secondary, and primary distribution
13 conductors with the possible exception of feeder mains shall be
14 underground. Appurtenances such as transformers, pedestal
15 mounted terminals, switching equipment, and meter cabinets may be
16 placed above ground at the discretion of the utility.

17 (b) At the option of the applicant and subject to
18 requirements of governmental authorities and Rule 25-6.078, new
19 feeder mains or portions thereof required to supply service
20 within the subdivision, supply location distribution, or to serve
21 spot loads may be either overhead or underground.

22 (3) Service connection. The service connection to the
23 building will normally be at or near the part of the building
24 nearest the point at which the underground secondary electric
25 supply is available to the property to be served. If the service

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1 | connection point selected on any building requires the
2 | installation of a service lateral in excess of ~~seventy five~~ (75)
3 | feet, then the applicant may be required to pay for the service
4 | lateral and installation in excess of ~~seventy five~~ (75) feet in
5 | accordance with the utility's tariff rules and regulations on
6 | file with the Commission; except as provided under Rule
7 | 25-6.078 (6) ~~(5)~~ herein.

8 | Specific Authority: 366.05(1), F.S.

9 | Law Implemented: 366.03, 366.04(6), 366.041(1)(4), 366.05(1),
10 | 366.06(1), F.S.

11 | History: New 4/10/71, Amended 4/13/80, 2/12/84, formerly
12 | 25-6.77, Amended _____.

13 |

14 | 25-6.078 Schedule of Charges.

15 | (1) Each utility shall file with the Commission ~~within 60~~
16 | ~~days of the applicability of this rule~~ a written policy that
17 | shall become a part of the utility's tariff rules and
18 | regulations. Such policy shall be subject to review and approval
19 | of the Commission and shall include an Estimated Average Cost
20 | Differential, if any, and shall state ~~indicate~~ the basis upon
21 | which the utility will provide underground service and its method
22 | for recovering the difference in cost of an underground system
23 | and an equivalent overhead system from the applicant at the time
24 | service is extended. The charges to the applicant shall be not
25 | more than the estimated difference in cost of an underground

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1 system and an equivalent overhead system.
2

3 (2) On or before October 15th of each year each utility
4 shall file with the Commission's Division of Electric and Gas
5 Form PSC/EAG 13, Schedule 1, using current material and labor
6 costs. If the cost differential as calculated in Schedule 1
7 varies from the Commission-approved differential by plus or minus
8 10 percent or more, the utility shall file a written policy and
9 supporting data and analyses as prescribed in sections (1), (3),
10 and (4) of this rule on or before April 1 of the following year;
11 however, each utility shall file a written policy and supporting
12 data and analyses at least once every three years.

13 (3) Differences in operating and maintenance costs between
14 underground and overhead systems, if any, may be taken into
15 consideration in determining the overall Estimated Average Cost
16 Differential.

17 (4) ~~(3)~~ Detailed supporting data and analyses study
18 results used to determine the Estimated Average Cost Differential
19 for underground and overhead distribution systems shall be
20 concurrently filed by the utility with the Commission and shall
21 be updated annually using cost data developed from the most
22 recent 12-month period. The utility shall record these data and
23 analyses on Form PSC/EAG 13 (/). Form PSC/EAG 13, entitled
24 "Overhead/Underground Residential Differential Cost Data" is
25 incorporated by reference into this rule and may be obtained from
the Division of Electric and Gas, 2540 Shumard Oak Boulevard.

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1 | Tallahassee, Florida 32399-0850, 904/413-6700.

2 | ~~(5)(4)~~ ~~Subject to the provisions of Rule 25 6.079(a),~~
3 | Service for a new multiple-occupancy building shall be
4 | constructed underground within the property to be served to the
5 | point of delivery at or near the building by the utility at no
6 | charge to the applicant, provided the utility is free to
7 | construct its service extension or extensions in the most
8 | economical manner.

9 | ~~(6)(5)~~ The ~~method of recovering~~ of the cost differential
10 | as filed by the utility and approved by the Commission may not be
11 | waived or refunded unless it is mutually agreed by the applicant
12 | and the utility that the applicant will perform certain work as
13 | defined in the utility's tariff ~~do all of the trenching and~~
14 | ~~backfilling~~, in which case the applicant shall receive a credit,
15 | ~~per trench foot for each foot of trenching and backfilling~~
16 | ~~provided by him in accordance with provisions~~ Provision for the
17 | credit shall be set forth in the utility's tariff rules and
18 | regulations, and shall ~~such credit to~~ be no more in amount than
19 | the total charges applicable.

20 | ~~(7)(6)~~ The difference in cost as determined by the
21 | utility in accordance with its tariff shall be based on
22 | ~~reasonably~~ full use of the subdivision for building lots or
23 | multiple-occupancy buildings. If any given subdivision is
24 | designed to include large open areas, the utility or the
25 | applicant may refer the matter to the Commission for a special

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1 filing as provided under Rule 25-6.083.

2 ~~(8)(7)~~ The utility shall not be obligated to install any
3 facilities within a subdivision until satisfactory arrangements
4 for the construction of facilities and payment of applicable
5 charges, if any, have been completed between the applicant and
6 the utility by written agreement. A standard agreement form
7 shall be filed with the company's tariff.

8 ~~(9)(8)~~ Nothing herein contained shall be construed to
9 prevent any utility from assuming all cost differential of
10 providing underground distribution systems, provided, however,
11 that such assumed cost differential shall not be chargeable to
12 the general body of rate payers, and any such policy adopted by a
13 utility shall have uniform application throughout its service
14 area.

15 Specific Authority: 366.04(2)(f), 366.05(1), F.S.

16 Law Implemented: 366.03, 366.041(1)(4), 366.04(2)(f), 366.06(1),

17 F.S.

18 History: New 4/10/71, Amended 4/13/80, 2/12/84, formerly

19 25-6.78, Amended.

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21 25-6.082 Records and Reports.

22 (1) To insure the development and availability of
23 appropriate data necessary to satisfy the ~~annual~~ reporting
24 requirements of Rule 25-6.078~~(2)~~ herein, each utility shall ~~will~~
25 ~~undertake to establish and maintain separate records or~~

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1 | sub-accounts for underground distribution construction, operation
2 | and maintenance costs.

3 | (2) Records shall also be maintained of experienced results
4 | obtained in the use of joint trenching, in such manner and detail
5 | as will afford an opportunity to evaluate the economies available
6 | using this practice.

7 | Specific Authority 366.04(2)(f), 366.05(1), F.S.

8 | Law Implemented: 366.03, 350.115, 366.04(2)(a)(f), F.S.

9 | History: New 4/10/71, formerly 25-6.82, Amended

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