

ORIGINAL

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 980569-PU

RULE TITLE:

RULE NO.:

Application and Scope

25-4.002

Minimum Filing Requirements for Rate-of-Return Regulated Local Exchange Companies; Commission Designee

25-4.141

Construction and Waivers

25-4.202

PURPOSE AND EFFECT: The purpose of these rule amendments is to repeal the rule provisions for which the Commission no longer has rule authority under the more restrictive rulemaking standard in Section 120.536, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The repeal of waiver and variance rule provisions no longer authorized by statute.

SPECIFIC AUTHORITY: 350.127, 350.127(2), FS

LAW IMPLEMENTED: 364.01, 364.05(4), 364.052, 364.337, FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE, AND

ACK _____ PLACE SHOWN BELOW:

AFA _____ TIME AND DATE: 1:00 PM, Thursday, June 11, 1998

APP _____

CAF _____ PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade

CMU _____ Way, Tallahassee, FL 32399-0850

CTR _____

EAG _____ THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 21 DAYS

LEG _____ OF THE DATE OF THIS NOTICE TO THE COMMISSION'S DIVISION OF

LIN _____

OPC _____ RECORDS AND REPORTING, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE,

ROH _____ FL 32399-0850.

SEC 1 _____

WAS _____

OTH _____

RECEIVED
MAY -6 AM 10:58
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

DOCUMENT NUMBER-DATE

05095 MAY-6 88

FPSC-RECORDS/REPORTING

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mary Anne Helton, Division of Appeals, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least five calendar days prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:
25-4.002 Application and Scope.

- (1) No change.
- (2) Repeal.
- (3)-(4) No change.

Specific Authority: 350.127, F.S.

Law Implemented: 364.01, 364.337, F.S.

History: Revised 12/1/68, formerly 25-4.02, Amended 2/23/87, 1/8/95, _____.

25-4.141 Minimum Filing Requirements for Rate-of-Return Regulated Local Exchange Companies; Commission Designee.

- (1)-(3) No change.
- (4) Repeal.

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

Law Implemented: 364.05(4), F.S.

History: New 5/4/81, Amended 7/29/85, 6/11/86, 2/3/88, 3/10/96_L

25-4.202 ~~Construction and Waivers~~

(1)-(2) No change.

(3) Repeal.

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

Law Implemented: 364.052, F.S.

History: New 3/10/96, Amended.

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 980569-PU

RULE TITLE:

RULE NO.:

Scope and Waiver

25-24.455

PURPOSE AND EFFECT: The purpose of these rule amendments is to repeal the rule provisions for which the Commission no longer has rule authority under the more restrictive rulemaking standard in Section 120.536, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The repeal of waiver and variance rule provisions no longer authorized by statute.

SPECIFIC AUTHORITY: 350.127(2), FS.

LAW IMPLEMENTED: 364.01, 364.337, FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 1:00 PM, Thursday, June 11, 1998

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399-0850

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO THE COMMISSION'S DIVISION OF RECORDS AND REPORTING, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE

DEVELOPMENT IS: Mary Anne Helton, Division of Appeals, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee,

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TALLAHASSEE, FLORIDA

FL 32399-0862.

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-24.455 ~~Scope and Waiver~~.

(1)-(3) No change.

(4) Repeal.

(5) No change.

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

Law Implemented: 364.01, 364.337, F.S.

History: New 2/23/87, Amended.

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 980569-PU

RULE TITLE:

RULE NO.:

Application and Scope

25-6.002

Investor-Owned Electric Utility Minimum
Filing Requirements; Commission Designee

25-6.043

Non-Firm Electric Service - Terms and
Conditions

25-6.0438

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TALLAHASSEE, FLORIDA

PURPOSE AND EFFECT: The purpose of these rule amendments is to repeal the rule provisions for which the Commission no longer has rule authority under the more restrictive rulemaking standard in Section 120.536, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The repeal of waiver and variance rule provisions no longer authorized by statute.

SPECIFIC AUTHORITY: 350.127(2), 366.05(1), (2), 366.06(3), FS.

LAW IMPLEMENTED: 366.03, 366.04, 366.041, 366.05, 366.05(1), 366.06(1), (2), (3), (4), 366.04(2)(f), 366.071, FS.

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FL 32399-0850.

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.002 Application and Scope.

- (1) No change.
- (2) Repeal.
- (3) No change.
- (4) Repeal.
- (5) No change.

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

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

History: New 7/29/69, formerly 25-6.02, Amended.

25-6.043 Investor-Owned Electric Utility Minimum Filing Requirements; Commission Designee.

- (1)-(2) No change.

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 980569-PU

RULE TITLE:

Interconnection and Standards

RULE NO.:
25-17.087

PURPOSE AND EFFECT: The purpose of these rule amendments is to repeal the rule provisions for which the Commission no longer has rule authority under the more restrictive rulemaking standard in Section 120.536, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The repeal of waiver and variance rule provisions no longer authorized by statute.

SPECIFIC AUTHORITY: 366.051, 350.127(2), FS.

LAW IMPLEMENTED: 366.04(2)(c)&(5), 366.051, FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

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TALLAHASSEE, FLORIDA

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-17.087 Interconnection and Standards.

(1) No change.

(2)-(3) Repeal.

(4)-(11) No change.

Specific Authority: 366.051, 350.127(2), F.S.

Law Implemented: 366.04(2)(c)&(5), 366.051, F.S.

History: New 9/4/83, formerly 25-17.87, Amended 10/25/90, 5/6/93.

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 980569-PU

RULE TITLE:

RULE NO.:

Rules for General Application

25-30.010

Application and Scope

25-30.011

General Information and Instructions Required
of Class A and B Water and Wastewater
Utilities in An Application for Rate Increase

25-30.436

Burden of Proof and Audit Provisions

25-30.450

Staff Assistance in Rate Cases

25-30.455

Staff Assistance in Alternative Rate Setting

25-30.456

Imputation of Contributions--in-Aid-of-
Construction

25-30.570

Guidelines for Designing Service Availability
Policy

25-30.580

PURPOSE AND EFFECT: The purpose of these rule amendments is to repeal the rule provisions for which the Commission no longer has rule authority under the more restrictive rulemaking standard in Section 120.536, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The repeal of waiver and variance rule provisions no longer authorized by statute.

SPECIFIC AUTHORITY: 367.101, 367.0814, 367.121, 350.127(2), 367.121(1), FS.

LAW IMPLEMENTED: 367.081, 367.101, 367.0814, 367.083, 367.121, 367.121(1), FS.

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-30.010 Rules for General Application. The rules hereinafter set forth are for general application and are subject to such changes and modifications, permitted by law, as the Commission from time to time may determine advisable. ~~The rules are subject to such exceptions as the Commission may consider just and~~

~~reasonable in individual cases.~~ The rules are supplementary to the Water and Wastewater System Regulatory Law, Chapter 367, Florida Statutes.

Specific Authority: 367.121, F.S.

Law Implemented: 367.121, F.S.

History: Amended 2/3/70, 9/12/74, formerly 25-10.01, Transferred from 25-10.001 11/9/86, Amended.

25-30.011 Application and Scope.

(1)-(3) No change.

(4) Repeal.

(5)-(6) No change.

Specific Authority: 367.121, F.S.

Law Implemented: 367.121(1), F.S.

History: Amended 9/12/74, formerly 25-10.14, Transferred from 25-10.014 and Amended 11/9/86, _____.

25-30.436 General Information and Instructions Required of Class A and B Water and Wastewater Utilities in an Application for Rate Increase.

(1)-(5) No change.

(6) Repeal.

(7) No change.

Specific Authority: 350.127(2), 367.121, F.S.

Law Implemented: 367.081, 367.083, 367.121, F.S.

History: New 11/9/86, Amended 6/25/90, 11/30/93, _____.

25-30.450 Burden of Proof and Audit Provisions. In each

instance, the utility must be able to support any schedule submitted, as well as any adjustments or allocations relied on by the utility. The work sheets, etc. supporting the schedules and data submitted must be organized in a systematic and rational manner so as to enable Commission personnel to verify the schedules in an expedient manner and minimum amount of time. The supporting work sheets, etc., shall list all reference sources necessary to enable Commission personnel to track to original source of entry into the financial and accounting system and, in addition, verify amounts to the appropriate schedules.

~~Utilities may request a waiver of specific parts of the above rule from the Commission by submitting a written statement setting forth the reason, in detail, why the waiver should be granted.~~

Specific Authority: 367.121, F.S.

Law Implemented: 367.081, F.S.

History: New 6/10/75, Transferred from 25-10.177 11/9/86, Amended

25-30.455 Staff Assistance in Rate Cases.

(1)-(10) No change.

(11) Repeal.

(12)-(15) No change.

Specific Authority: 367.0814, 367.121, F.S.

Law Implemented: 367.0814, F.S.

History: New 12/8/80, Transferred from 25-10.180 and Amended

11/9/86, 8/26/91, 11/30/93, .

25-30.456 Staff Assistance in Alternative Rate Setting.

(1)-(10) No change.

(11) Repeal.

(12)-(20) No change.

Specific Authority: 367.0814, 367.121, F.S.

Law Implemented: 367.0814, F.S.

History: New 11/30/93, Amended .

25-30.570 Imputation of Contributions-in-Aid-of-Construction.

(1) No change.

(2) Repeal.

Specific Authority: 367.121(1), 367.101, F.S.

Law Implemented: 367.101, F.S.

History: New 6/14/83, formerly 25-30.57, Amended .

25-30.580 Guidelines for Designing Service Availability Policy.

(1) No change.

(2) Repeal.

Specific Authority: 367.121(1), 367.101, F.S.

Law Implemented: 367.101, F.S.

History: New 6/14/83, formerly 25-30.58, Amended .