

Commissioners:
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DIVISION OF APPEALS
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Public Service Commission

August 14, 1998

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

Re: Docket No. 971444-GU - Proposed Rules 25-7.100,
F.A.C., Annual Reports; and 25-7.101, F.A.C.,
Regulatory Assessment Fees for Natural Gas Transmission
Companies

Dear Mr. Webb:

The Commission has approved the adoption of Rule 25-7.100
without changes and Rule 25-7.101 with changes.

We plan to file the rule for adoption on August 24, 1998.

Sincerely,

Richard C. Bellak
Associate General Counsel

ACK _____
ADT7100.MRD
AFA _____ Enclosure
APP _____ cc: Division of Records & Reporting

CAF _____
CMU _____
CTR _____
EAG _____
LEG _____
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OPC _____
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OTH _____

STATEMENT OF CHANGES

Proposed Rule 25-7.101(6) - (6) (a), (6) (b), (7) (a) and (7) (b) were deleted. Subsection (7) was renumbered as Rule 25-7.101(6). Subsection (8) was renumbered as Rule 25-7.101(7).

1 25-7.100 Annual Report

2 (1) Each natural gas transmission company shall annually file
3 the following information with the Commission on a calendar year
4 basis:

5 (a) Comparative Balance Sheet for the reporting year and
6 the prior year

7 (b) Comparative Statement of Income for the reporting year
8 and the prior year

9 (c) Statement of Retained Earnings for the reporting year.

10 (2) The report shall be due on or before April 30 for the
11 preceding calendar year.

12 (3) A company may file a written request for an extension of
13 time with the Division of Auditing and Financial Analysis no
14 later than April 30. One extension of 31 days will be granted
15 upon request. A request for a longer extension must be
16 accompanied by a statement of good cause and shall specify the
17 date by which the report will be filed.

18 (4) The company shall file an original and three copies of the
19 information required in subsection (1).

20 Specific Authority: 368.104, F.S.

21 Law Implemented: 368.104, F.S.

22 History -- New

23 25-7.101 Regulatory Assessment Fees

24 (1) As provided in s. 368.109, F.S., each natural gas
25 transmission company shall pay a regulatory assessment fee. The

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1 regulatory assessment fee shall be 0.25 percent annually of the
2 natural gas transmission company's gross operating revenue
3 derived from intrastate business, excluding sales of gas for
4 resale to natural gas transmission companies, public utilities
5 that supply gas, municipal gas utilities and gas districts.

6 (2) Regulatory assessment fees are due each January 30 for the
7 preceding 6 month period or any part of the period from July 1
8 until December 31, and on July 30 for the preceding 6 month
9 period or any part of the period from January 1 until June 30.

10 (3) If the due date falls on a Saturday, Sunday, or a legal
11 holiday, the due date is extended to the next business day. If
12 the fees are sent by registered mail, the date of the
13 registration is the United States Postal Service's postmark date.

14 If the fees are sent by certified mail and the receipt is
15 postmarked by a postal employee, the date on the receipt is the
16 United States Postal Service's postmark date. The postmarked
17 certified mail receipt is evidence that the fees were delivered.

18 Regulatory assessment fees are considered paid on the date they
19 are postmarked by the United States Postal Service or received
20 and logged in by the Commission's Division of Administration in
21 Tallahassee. Fees are considered timely paid if properly
22 addressed, with sufficient postage, and postmarked no later than
23 the due date.

24 (4) Commission Form PSC/ADM 244 (2/98), entitled "Natural Gas
25 Transmission Pipeline Company Regulatory Assessment Fee Return"

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1 is incorporated into this rule by reference and may be obtained
2 from the Commission's Division of Administration. The failure of
3 a utility to receive a return form shall not excuse the utility
4 from its obligation to timely remit the regulatory assessment
5 fees.

6 (5) Each natural gas transmission company shall have up to and
7 including the due date in which to remit the total amount of its
8 fee.

9 (6) The delinquency of any amount due to the Commission from the
10 company, pursuant to the provisions of s. 368.109, F.S. and this
11 rule, begins with the first calendar day after any date
12 established as the due date by operation of this rule.

13 (7) A Regulatory Assessment Fee Return must be completed,
14 signed, and filed even if there are no revenues to report.

15 Specific Authority: 368.104, F.S.

16 Law Implemented: 368.109, F.S., 368.111, F.S.

17 History -- New
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