

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 26, 2000

RE: DOCKET NO. 000676-EI - Petition for approval of revisions to general rules and regulations for electric service, and for partial waiver of Rule 25-6.105(5)(g), F.A.C., by Florida Power & Light Company.

Issue 1: Should Florida Power & Light Company's Petition for a partial waiver of Rule 25-6.105(5)(g), Florida Administrative Code, be granted? Primary Recommendation: No. The Commission should deny Florida Power & Light Company's petition for a partial waiver of Rule 25-6.105(5)(g), Florida Administrative Code, because the petition does not satisfy the statutory criteria for a rule waiver.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

WITHDRAWN

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(Continued from previous page)

Alternative Recommendation: Yes. A customer whose service has been properly disconnected for nonpayment of a bill in these limited circumstances will have been afforded reasonable notice concerning the terms of service. The purpose of the underlying statute is being met. Application of Rule 25-6.105(5)(g), Florida Administrative Code, would create a substantial hardship.

Issue 2: Should the Commission approve Florida Power & Light Company's proposed modification to its tariff provisions regarding reconnection of service?

Recommendation: No, if the Primary Staff Recommendation is approved in Issue 1. However, if the Alternative Staff Recommendation for Issue 1 is approved, the Commission should approve the proposed tariff revision.

Issue 3: What is the appropriate effective date for the proposed tariff revisions?

Recommendation: If the Commission approves the Alternative Recommendation for Issue 1 and approves the tariff revisions addressed in Issue 2, FPL's proposed tariffs should become effective upon issuance of a Consummating Order for the waiver, if there is no timely protest filed to either the waiver or the tariff.

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(Continued from previous page)

Issue 4: Should this docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.