

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JULY 23, 2002

RE: Docket No. 020397-EQ - Petition for declaratory statement by Florida Power & Light Company that FPL may pay a Qualified Facility (QF) for purchase of renewable energy an amount representing FPL's full avoided cost plus a premium borne by customers voluntarily participating in FPL's Green Energy Project.

ISSUE 1: Should the Commission grant the petition to intervene filed by New Hope Power Partnership and Palm Beach Power Corp.?

RECOMMENDATION: Yes.

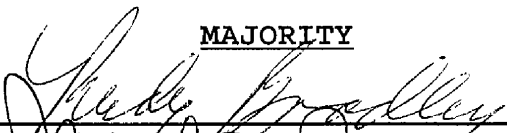
APPROVED


COMMISSIONERS ASSIGNED: Full Commission


COMMISSIONERS' SIGNATURES

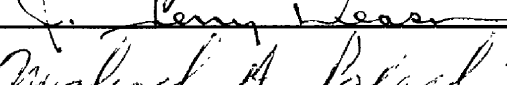
MAJORITY

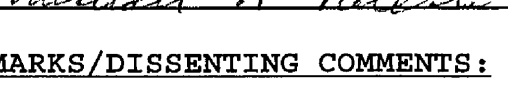
DISSENTING











REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

07644 JUL 23 02

FPSC-COMMISSION CLERK

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(Continued from previous page)

ISSUE 2: Should the Commission grant FPL's petition for a declaratory statement?

RECOMMENDATION: Yes. The Commission should grant FPL's petition and declare that FPL's proposal to pay in excess of its avoided costs to a QF for renewable energy for a Green Energy Program in which FPL's customers voluntarily agree to higher rates covering the costs above FPL's avoided cost does not violate PURPA and its implementing rules, or Section 366.051 and its implementing rules.

APPROVED

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. If the Commission votes to dispose of the petition for declaratory statement, the docket should be closed.

APPROVED