

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 30, 2002

RE: Docket No. 020398-EQ - Proposed revisions to Rule 25-22.082, F.A.C., Selection of Generating Capacity.

ISSUE 1: Should the Commission approve the proposed Stipulation offered by the Investor-Owned Electric Utilities dated August 20, 2002?

PRIMARY RECOMMENDATION: No, not in its current form. However, if the IOUs agree to expand the business practices listed in the proposed Stipulation to include application of the existing rule to capacity additions of 150 megawatts or greater, then the proposed Stipulation (Attachment A of staff's September 19, 2002 memorandum) would be consistent with the Commission's directive at the January 18, 2000 Agenda Conference.

**MODIFIED**

*The stipulation is not accepted in any form.*

*Commissioner Bradley dissented*

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

*[Handwritten signatures of majority commissioners]*

DISSENTING

*[Handwritten signature of Commissioner Bradley]*

REMARKS/DISSENTING COMMENTS:

*Commissioner Bradley dissented on issues 1, 2 and 3.*

DOCUMENT NUMBER-DATE

10509 OCT-18

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ALTERNATE RECOMMENDATION: Yes. The Stipulation should be approved and the docket closed.

# DENIED

ISSUE 2: Should the Commission propose to amend Rule 25-22.082, Florida Administrative Code?

RECOMMENDATION: If the Commission wishes to expand the scope of the existing rule to encompass repowering projects and major capacity additions not covered by the existing rule, then the Commission should propose the revisions to Rule 25-22.082, F.A.C., Selection of Generating Capacity, contained in Attachment C of staff's memorandum.

# MODIFIED

*Approved with modifications, additions and deletions addressed at the conference. The rule is set for hearing.*

ISSUE 3: Should this docket be closed?

RECOMMENDATION: If the Commission does not close the docket on its own motion or accept the Stipulation by the IOUs, this docket should remain open. A hearing date should be established to provide all interested persons the opportunity to present evidence on the merits of the proposed rule.

# APPROVED