

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

OCTOBER 7, 2003

RE: Docket No. 030711-EI - Petition of Progress Energy Florida, Inc. for approval of new environmental programs for cost recovery through environmental cost recovery clause.

ISSUE 1: Should the Commission approve Progress Energy Florida, Inc.'s petition for the Pipeline Integrity Management ("PIM") project as a new activity for cost recovery through the ECRC?

RECOMMENDATION: Yes. The PIM program is required to comply with Regulation 49 CFR Part 195, as amended on February 15, 2002. The resultant environmental compliance costs are incremental to PEF's base rates because the requirements of 49 CFR Part 195 did not affect PEF prior to the company's 2002 rate case (Docket No. 000824-EI).

DEFERRED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

09697 OCT-78

VOTE SHEET

OCTOBER 7, 2003

Docket No. 030711-EI - Petition of Progress Energy Florida, Inc. for approval of new environmental programs for cost recovery through environmental cost recovery clause.

(Continued from previous page)

ISSUE 2: Should the Commission approve Progress Energy Florida, Inc.'s petition for the Aboveground Storage Tank Secondary Containment ("ASTSC") project as a new activity for cost recovery through the ECRC?

RECOMMENDATION: Yes. The ASTSC project is required to comply with Rule 62-762.510, Florida Administrative Code, as modified on July 13, 1998. The rule change requires PEF to increase compliance activities. PEF should be allowed to recover prudently incurred costs for compliance with this rule, which are incremental to base rates through the ECRC. The specific amount recoverable will be determined at the November hearings in Docket 030007-EI.

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. This docket should be closed upon issuance of a Consummating Order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the proposed agency action.