

VOTE SHEET

June 20, 2006

Docket No. 060172-EU - Proposed rules governing placement of new electric distribution facilities underground, and conversion of existing overhead distribution facilities to underground facilities, to address effects of extreme weather events.

Docket No. 060173-EU - Proposed amendments to rules regarding overhead electric facilities to allow more stringent construction standards than required by National Electric Safety Code.

Issue 1: Should the Commission propose changes to Rule 25-6.034, Florida Administrative Code, Standards of Construction, requiring investor-owned electric utilities to establish standards of construction for all overhead and underground electrical transmission and distribution facilities to ensure the provision of adequate and reliable electric service for operational as well as emergency purposes?

Recommendation: Yes.

APPROVED

as clarified at the conference with inclusion of (7).

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Katrina Jewett, J-R-S, Lisa Edg, J. Terry Weaver, and another signature.

Handwritten signature of dissenting commissioner: J-R-S - Issue 8

REMARKS/DISSENTING COMMENTS:

Commissioner Arriaga dissented on Issue 8.

For Reasons Expressed In Record

DOCUMENT NUMBER-DATE

05339 JUN 20 06

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**Issue 2:** Should the Commission propose Rule 25-6.0341, Florida Administrative Code, Location of the Utility's Electric Distribution Facilities, to facilitate and encourage the placement of electric distribution facilities in readily accessible locations such as adjacent to public roads and along front edges of properties?

**Recommendation:** Yes. The Commission should propose Rule 25-6.0341, F.A.C., but schedule a staff workshop to allow the third-party attachers to present evidence of any cost impact on their companies. The Commission should also schedule a hearing to follow the staff workshop in Docket No. 060173-EU.

**APPROVED**

*as clarified at the conference  
with inclusion of (4).*

**Issue 3:** Should the Commission propose Rule 25-6.0342, Florida Administrative Code, Third-Party Attachment Standards and Procedures, requiring investor-owned electric utilities to establish and maintain written safety, reliability, pole load capacity, and engineering standard and procedures for attachments by others to the utility's electric transmission and distribution poles?

**Recommendation:** Yes. The Commission should propose Rule 25-6.0342, F.A.C., but schedule a staff workshop to allow the third-party attachers to present evidence of any cost impact on their companies. The Commission should also schedule a hearing to follow the staff workshop in Docket No. 060173-EU.

**APPROVED**

*as clarified at the conference  
with inclusion of (3).*

**Issue 4:** Should the Commission propose Rule 25-6.0343, Florida Administrative Code, Standards of Construction – Municipal Electric Utilities and Rural Electric Cooperatives, requiring municipal and cooperative electric utilities to establish standards of construction for all overhead and underground electrical transmission and distribution facilities to ensure the provision of adequate and reliable electric service for operational as well as emergency purposes?

**Recommendation:** Yes.

**APPROVED**

*based on the clarifications  
and discussions at the  
conference.*

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**Issue 5:** Should the Commission propose changes to Rule 25-6.0345, Florida Administrative Code, adopting the 2002 edition of the National Electrical Safety Code as the minimum applicable safety standards for transmission and distribution facilities subject to the Commission's safety jurisdiction?

**Recommendation:** Yes.

**APPROVED**

**Issue 6:** Should the Commission propose changes to Rule 25-6.064, Florida Administrative Code, Extension of Facilities, establishing a uniform procedure by which investor-owned electric utilities calculate amounts due as contributions-in-aid-of-construction from customers who require new facilities in order to receive electric service or for upgrades to existing facilities resulting from changes in the customer's demand on the system?

**Recommendation:** Yes.

**APPROVED**

*with clarifications and modifications as stated at the conference.*

**Issue 7:** Should the Commission propose changes to Rule 25-6.078, Florida Administrative Code, Schedule of Charges, to clarify existing provisions that require investor-owned electric utilities to establish a written policy on the installation of underground electrical distribution facilities in new residential subdivisions; to incorporate the construction standards in Rule 25-6.034; and to require that storm restoration costs be included in the differential cost calculation?

**Recommendation:** Yes.

**APPROVED**

*as modified at the conference.*

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**Issue 8:** Should the Commission propose changes to Rule 25-6.115, Florida Administrative Code, to clarify existing provisions that require each investor-owned electric utility to file a tariff showing the terms under which the utility and applicant may enter into a contract for the purpose of converting existing overhead facilities to underground facilities; to incorporate the construction standards in Rule 25-6.034, and to require that storm restoration costs be included?

**Recommendation:** Yes.

**APPROVED**

*Commissioner Arriaga dissented.*

**Issue 9:** Should the Commission propose a new rule on information sharing, as suggested by the Town of Jupiter and the Town of Palm Beach?

**Recommendation:** No. While the Towns raise some valid concerns about the need for utilities to share information to facilitate planning by local communities, the proposed rule language goes far beyond planning for construction and into system planning for capacity needs. The topic can be addressed in discussions on improvements in local liaison efforts directed by Order No. PSC-06-0351-PAA-EI.

**APPROVED**

*In a two-part motion:*

- a) Staff's recommendation was approved;*
- b) Staff was directed to draft a proposal on information sharing.*

**Issue 10:** Should Docket 060172-EU be closed?

**Recommendation:** Yes. If the Commission approves staff recommendation in Issues 6, 7, and 8, and if no requests for hearing or comments are filed, the amendments to Rules 25-6.064, 25-6.078, and 25-6.115, as proposed should be filed for adoption with the Secretary of State and the docket should be closed.

**APPROVED**

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**Issue 11:** Should Docket 060173-EU be closed?

**Recommendation:** No. If the Commission approves staff's recommended amendments to Rules 25-6.034, 25-6.0345, and 25-6.064, in Issues 1, 5, and 6, respectively, F.A.C., and no comments or requests for hearing are filed, those rules should be filed with the Secretary of State for adoption. However, the docket should remain open and a hearing should be held on Rules 25-6.0341, 25-6.0342, and 25-6.0343, F.A.C.

**APPROVED**