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Notice of Proposed Rule

PUBLIC SERVICE COMMISSION

SELECT A TYPE: proposed

RULE NO: RULE TITLE:

25-7.0391: Petition For Limited Proceeding

PURPOSE AND EFFECT: Rule 25-7.0391 establishes the requirements for a petition for limited proceeding for gas utilities. These requirements offer consistency in practice and codify the essential elements of a petition for limited proceedings by gas utilities.

Docket No. 130148-PU

SUMMARY: Rule 25-7.0391 requires that a petition for a limited proceeding for gas utilities include a list of all issues the petitioner believes should be decided, the reasons why the limited proceeding has been requested, and any other information that the utility deems relevant.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

The SERC examined the factors required by Section 120.541(2)(c), F.S., and concluded that the rule amendments will not have an adverse impact on economic growth, business competitiveness, or small business, and that there would likely be transactional cost savings to the individual and entities, including government entities, required to comply with the rule.

The agency has determined that the proposed rule amendments are not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based upon the information contained in the SERC.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 350.127(2), 366.05, 366.06(1), FS

LAW IMPLEMENTED: 366.05(1), 366.06(1), 366.076(1), FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela H. Page, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6214, phpage@psc.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

Rule 25-7.0391 Petition for a Limited Proceeding

A petition for a limited proceeding shall include:

- (1) A list of all issues the petitioner believes should be decided;
- (2) A detailed statement of the reason(s) why the limited proceeding has been requested and why a limited proceeding is the appropriate type of proceeding for consideration of the requested relief;
- (3) A schedule showing the specific rate base components for which the utility seeks recovery, on both a system and jurisdictional basis, if the utility is requesting recovery of rate base components;
- (4) A detailed description of the expense(s) requested on both a system and jurisdictional basis, if the utility is requesting recovery of operating expenses;
- (5) A schedule showing how the utility proposes to allocate any change in revenues to rate classes, and the proposed rates, if the petition requests a change in retail rates; and
- (6) Any other information that the utility deems relevant.

Rulemaking Authority: 350.127(2), 366.05, 366.06(1), FS. Law Implemented: 366.05(1), 366.06(1), 366.076(1),

FS. History – New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cheryl Bulecza-Banks

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 13, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 39, Number 46, March 7, 2013.

Notices Submitted to/Confirmed by Administrative Code & Register Staff

[Notices Confirmed by ACR](#)

Notices Submitted to ACR

| ID | Rule No./ Organization | Rule Title | Section | Issue | Date |
|--------------------------|------------------------|--|----------|-----------------------|-----------|
| 13391643 | 25-22.0406 | Notice and Public Information on General Rate Increase Requests by Electric, Gas and Telephone Companies | Proposed | 8/16/2013 Vol. 39/160 | 8/15/2013 |
| 13391255 | 25-7.0391 | Application for a Limited Proceeding | Proposed | 8/16/2013 Vol. 39/160 | 8/15/2013 |
| 13391158 | 25-6.0431 | Application for a Limited Proceeding | Proposed | 8/16/2013 Vol. 39/160 | 8/15/2013 |

Notices Confirmed by ACR

| ID | Rule No./ Organization | Rule Title | Section | Issue | Date |
|----|------------------------|------------|---------|-------|------|
| | | None | | | |

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