

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: March 7, 2022
TO: Adam J. Teitzman, Commission Clerk, Office of Commission Clerk
FROM: Douglas Sunshine, Office of the General Counsel *MS*
RE: Docket No. 20220000-OT

Please file the attached document in the Undocketed Docket, 20220000-OT.

Thank you.

Attachment

RECEIVED-FPSC
2022 MAR -7 PM 1:31
COMMISSION
CLERK

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STATE OF FLORIDA



KEITH C. HETRICK
GENERAL COUNSEL
(850) 413-6199

Public Service Commission

March 7, 2022

Jamie L. Jackson
Joint Administrative Procedures Committee
Room 680, Pepper Building
111 W. Madison Street
Tallahassee, Florida 32399-1400
japc@leg.state.fl.us

VIA E-MAIL

Re: Existing Rule Review, Public Service Commission
Rules 25-30.010, .050, and .255

Dear Ms. Jackson:

This letter responds to your letter of November 4, 2021, concerning the above-referenced rules.

Your comments and our response for each of the rules are as follows:

25-30.010: Please review and advise as to the necessity of this rule entitled, "Rules for General Application," in light of the definition of a rule pursuant to section 120.52(16), Florida Statutes.

Response: Commission staff has reviewed this rule and determined that this rule may be repealed as unnecessary. Staff anticipates that rulemaking will be initiated in the next few months to repeal the rule.

25-30.050: Law Implemented
It appears that the citation to section 367.091(3), F.S., should be updated to section 367.091(4), F.S.

Response: A request for technical change will be submitted within the next few weeks to update the statutory citation.

25-30.255(3): This subsection appears to externally delegate the authority to determine the standards for meters to the American Waterworks Association. Please advise as to the Commission's authority for this delegation.

Ms. Jamie Jackson
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Response: Commission staff has reviewed this rule and determined that a specific standard or standards need to be incorporated by reference into the rule. Staff anticipates that rulemaking will be initiated in the next few months to amend the rule.

Please contact me at (850) 413-6224 or dsunshin@psc.state.fl.us if you have any questions or concerns. Thank you.

Sincerely,

/s/ Douglas D. Sunshine
Douglas D. Sunshine, B.C.S.
Senior Attorney

cc: Commission Clerk