

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: May 20, 2026

TO: Office of Commission Clerk (Teitzman)

FROM: Office of the General Counsel (Sapoznikoff) *SMC*
Division of Economics (Bruce, Guffey, Hampson, Hudson) *EJD*
Division of Engineering (King) *TB*

RE: Docket No. 20260040-OT – Proposed amendment of Rules 25-6.003, Definitions; 25-30.255, Measurement of Service for Water Utilities; and 25-30.434, FAC, Application for Allowance for Funds Prudently Invested (AFPI) Charges; and proposed repeal of Rules 25-9.020, Front Cover; 25-9.060, Front Cover; 25-9.071, Back Cover; and 25-30.010, F.A.C., Rules for General Application

AGENDA: 06/02/26 – Regular Agenda – Interested Persons May Participate

COMMISSIONERS ASSIGNED: All Commissioners

PREHEARING OFFICER: Ortega

CRITICAL DATES: 09/21/26 (Rule must be proposed by this date pursuant to Section 120.54(2)(a)2., F.S.)

RULE STATUS: Proposal May Be Deferred

SPECIAL INSTRUCTIONS: None

Case Background

In 2025, the Legislature amended Chapter 120, Florida Statutes, to require each agency to review all of its rules over a five-year period. This recommendation addresses the following rules that were identified in the Commission's rule review as part of the rules needing amendment or repeal:

Rules Identified as Needing to be Amended

- Rule 25-6.003, F.A.C., Definitions
- Rule 25-30.255, F.A.C., Measurement of Service for Water Utilities
- Rule 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges.

Rules Identified as Needing to be Repealed

- Rule 25-9.020, F.A.C., Front Cover
- Rule 25-9.060, F.A.C., Front Cover
- Rule 25-9.071, F.A.C., Back Cover
- Rule 25-30.010, F.A.C., Rules for General Application

The Commission's Notices of Development of Rulemaking were published in Volume 52, Number 57, of the Florida Administrative Register on March 24, 2026. OPC requested a workshop regarding Rule 25-30.434, F.A.C. However, OPC later submitted written comments in lieu of holding a workshop, which comments are incorporated in the draft amendments.

This recommendation addresses whether the Commission should propose the amendment of Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., and the repeal of Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C. The Commission has jurisdiction pursuant to Section 120.54, 350.127(2), 366.05(1), and 367.121, Florida Statutes.

Discussion of Issues

Issue 1: Should the Commission propose the amendment of Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., and the repeal of Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C.?

Recommendation: Yes. The Commission should propose the amendment of Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., and the repeal of Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., as set forth in Attachment A. The Commission should also certify the rules as minor violation rules. (Sapoznikoff, Hampson, King, Bruce, Guffey)

Staff Analysis: The purpose of this rulemaking is to amend Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., to update and clarify the rules to reflect current practice and use, and to repeal Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., because those rules do not reflect current procedure, or are unnecessary or repetitive. Staff recommends the Commission should propose the amendment of Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., and repeal Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., as set forth in Attachment A.

Of particular note, for Rules 25-6.003 and 25-30.255, F.A.C., staff determined that the materials incorporated by reference were no longer relevant and, thus, not necessary. The recommended amendments to those rules delete references to the listed materials, and update and clarify the rule language.

In addition, for Rule 25-30.434, F.A.C., which addresses AFPI charges, staff determined that the existing form did not provide all of the information needed and a new form was developed. The recommended amendments delete use of and reference to the old form, incorporate by reference the new form, and update and clarify the rule language to reflect Commission practice.

Minor Violation Rule Certification

Pursuant to Section 120.695, F.S., for each rule filed for adoption, the agency head shall certify whether any part of a rule is designated as a rule the violation of which would be a minor violation. Under Section 120.695(2)(b), F.S., a violation of a rule is minor if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a significant threat of such harm. Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., are all currently listed as minor violation rules, and staff recommends that all should remain listed as minor violation rules by the Commission. These rules are minor violation rules because the violation of any of them would not result in economic or physical harm to a person, cause an adverse effect on the public health, safety, or welfare, or create a significant threat of such harm. Therefore, for the purposes of filing the rules for adoption with the Department of State, staff recommends that the Commission certify Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., as minor violation rules. Staff notes that Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., were on the Commission's list of minor violation rules. Staff recommends that the Commission certify that Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., were minor

violation rules. Once those rules are repealed, they should be removed from the list of minor violation rules.

Statement of Estimated Regulatory Costs

Section 120.54(3)(b)1., F.S., encourages agencies to prepare a Statement of Estimated Regulatory Costs (SERC) before the adoption, amendment, or repeal of any rule. A SERC was prepared for each rule in this rulemaking and they are appended as Attachment B. As required by Section 120.541(2)(a)1., F.S., the SERC analysis includes whether the rule amendments or repeals are individually likely to have an adverse impact on economic growth, private sector job creation or employment, or private sector investment in excess of \$1 million in the aggregate within five years after implementation.

The SERCs conclude that neither the amendment nor the repeal of any of the rules will likely directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in Florida within one year after implementation. Further, the SERCs conclude that neither the rule amendments nor rule repeals will likely increase regulatory costs, including any transactional costs, or have an adverse impact on business competitiveness, productivity, or innovation, in excess of \$1 million in the aggregate within five years of implementation. Thus, pursuant to Section 120.541(3), F.S., none of the rules require legislative ratification.

In addition, the SERCs indicate that neither the amendment nor repeal of any of the rules would have an adverse impact on small businesses, would have any implementation or enforcement costs on the Commission or any other state or local government entity, or would have any impact on small cities or small counties. The SERCs state that there will be no transactional costs likely to be incurred by individuals and entities required to comply with the requirements. None of the impact/cost criteria established in Section 120.541(2)(a), F.S., will be exceeded as a result of any of the rules. Finally, the SERCs indicate that there are no market impacts likely to result from compliance with the proposed rules.

Conclusion

Based on the foregoing, staff recommends that the Commission should propose the amendment of Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., and repeal Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., as set forth in Attachment A. Staff also recommends the Commission certify Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., as minor violation rules. Once Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., are repealed, staff recommends they should be removed from the list of minor violation rules.

Issue 2: Should this docket be closed?

Recommendation: Yes. If no requests for hearing are made or comments from the Joint Administrative Procedures Committee (JAPC) are filed, and no proposals for lower cost regulatory alternatives are submitted pursuant to Section 120.541(1)(a), F.S., then Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., should be filed with the Department of State for adoption, Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., should be filed for repeal with the Department of State, and the docket should be closed. (Sapoznikoff)

Staff Analysis: If no request for hearing is made or comments from JAPC are filed, and no proposals for a lower cost regulatory alternatives are submitted pursuant to Section 120.541(1)(a), F.S., then Rules 25-6.003, 25-30.255, and 25-30.434, F.A.C., should be filed with the Department of State for adoption, Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, F.A.C., should be filed for repeal with the Department of State, and the docket should be closed.

RULES TO BE AMENDED

1 **25-6.003 Definitions.**

2 ~~(1) Definitions of general applicability. The definitions of terms used in this chapter are as~~
3 ~~shall be stated in the Authoritative Dictionary of IEEE Standard Terms, 7th edition, published~~
4 ~~in December 2000, incorporated herein by reference, except to the extent and for the purposes~~
5 ~~that the terms are defined elsewhere in this chapter. The definitions in subsection (2) shall be~~
6 ~~used for all purposes in this chapter.~~

7 ~~(2) Definitions of terms:~~

8 ~~(1)(a)~~ “Commission.” Unless a different intent clearly appears from the context, the word
9 “Commission” means ~~shall be construed to mean~~ the Florida Public Service Commission.

10 ~~(2)(b)~~ “Customer.” Any person, firm, partnership, company, corporation, association,
11 governmental agency or similar organization, that who makes application for and is supplied
12 with electric service by the utility for its ultimate use and not for use by, to, or through any
13 other person or entity unless specifically authorized by the Commission.

14 ~~(3)(e)~~ “Meter.” The word “meter,” when used in these rules without other qualification,
15 means ~~shall be construed to mean~~ any device used for the purpose of measuring the service
16 rendered to a customer by a utility.

17 ~~(4)(d)~~ “Point of Delivery.” The first point of connection between the facilities of the
18 serving utility and the premises wiring.

19 ~~(5)(e)~~ “Service.” The supply of electricity by the utility to the customer, including the
20 readiness to serve and availability of electrical energy at the customer’s point of delivery at the
21 standard available voltage and frequency whether or not utilized by the customer.

22 ~~(6)(f)~~ “Service Drop.” The overhead service conductors from the last pole or other aerial
23 support to and including the splices, if any, connecting to the service entrance conductors at
24 the building or other structure.

25 ~~(7)(g)~~ “Service Lateral.” The underground conductors between the transformer(s) or

CODING: Words underlined are additions; words in ~~struck through~~ type are deletions from existing law.

1 transformer secondary, including any risers at a pole or other structure, and the point of
2 delivery.

3 ~~(8)(h)~~ “Utility.” Unless a different intent clearly appears from the context, the word or
4 words “utility” or “electric utility” as used in these ~~has shall have~~ the same meaning as “public
5 utility” as defined in set out for Section 366.02, F.S., and includes ~~shall include~~ all such
6 utilities subject to Commission jurisdiction.

7 *Rulemaking Authority 366.05(1) FS. Law Implemented 366.05(1) FS. History—New 7-29-69,*
8 *Amended 4-13-80, Formerly 25-6.03, Amended 12-4-03,_____.*

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25-30.255 Measurement of Service for Water Utilities.

(1) Except as provided in subsection (2) of this rule, each utility must ~~shall~~ measure water sold upon the basis of metered volume sales unless the Commission approved flat rate service arrangements for that utility.

(2) A utility may provide flat rate on estimated service for:

(a) Temporary service where the utility can readily estimate water use.

(b) Public and private fire protection service.

(c) Water used for street sprinkling and sewer flushing when provided for by contract between the utility and the municipality or other local governmental authority.

~~(3) To measure service, each utility shall use meters which conform to the Standards for Cold Water Meters as adopted by the American Waterworks Association. Copies of these manuals and standards may be obtained from the American Waterworks Association, Publication Sales Department, 6666 West Quincy Avenue, Denver, Colorado 80235. Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.111 FS. History—New 9-12-74, Formerly 25-10.87, 25-10.087, Amended 11-10-86,_____.~~

1 **25-30.434 Application for Allowance for Funds Prudently Invested (AFPI) Charges.**

2 (1) An Allowance for Funds Prudently Invested (AFPI) charge is a mechanism ~~that which~~
3 allows a utility the opportunity to earn a fair rate of return on prudently constructed plant held
4 for future use from the future customers to be served by that plant in the form of a charge paid
5 by those customers.

6 (2) Each application for AFPI charges must ~~shall~~ comply with the notice requirements
7 specified in Rule 25-30.4345, F.A.C.

8 (3) Each application for AFPI charges must ~~shall~~ provide the following information. If any
9 of the following items do not apply to the applicant, the applicant must ~~shall~~ state the reason it
10 does not apply.

11 (a) The applicant's name and address.

12 (b) A statement describing how the noticing requirements have been complied with,
13 including a copy of the actual notice(s).

14 (c) The numbers of all Commission order(s) that:

15 1. Previously established customer rates for the applicant either in a rate case or a reverse
16 make-whole proceeding; and

17 2. Established AFPI charges for the applicant.

18 (d) The charge must ~~shall~~ be calculated for one equivalent residential connection (ERC) on
19 a monthly basis up to the time the utility reaches the designed capacity of the plant for which
20 the charge applies. The charges ~~shall~~ cease when the plant has reached its designed capacity or
21 if the plant is abandoned or retired. Further, the AFPI charge ceases if the Commission
22 subsequently approves a 100% used and useful for the associated plant.

23 (e) A statement explaining the basis for the requested charges and conditions.

24 (f) The dollar amount of the non-used and useful plant, ~~and the~~ accumulated depreciation,
25 contribution in aid of construction (CIAC), the accumulated amortization of CIAC, and the

1 methodology used to determine these amounts. The net of these ~~four~~ two amounts ~~must~~ shall
2 be considered the cost of qualifying assets. Separate balances for plant, ~~and for~~ accumulated
3 depreciation, CIAC, and accumulated amortization of CIAC ~~must~~ shall be reported for the
4 water treatment plant, wastewater treatment plant, water transmission and distribution system
5 and wastewater collection system.

6 (g) The plant capacity related to each of the systems in (f) above and the methodology
7 used to determine the amount.

8 (h) The number of future customers in number of ERCs related to the non-used and useful
9 plant by system.

10 (i) The amount of depreciation expense, CIAC amortization expense, and composite
11 depreciation rate related to the non-used and useful plant by system.

12 (j) The overall rate of return requested for the AFPI charge and the workpapers supporting
13 the calculation.

14 (k) The last authorized rate of return on equity and references to the docket number of the
15 last rate case and the resulting order.

16 (l) The state and federal income tax rates requested for calculating the AFPI charge.

17 (m) All other costs such as non-used and useful property taxes and operation and
18 maintenance expenses removed in the last rate case.

19 (n) The test year to be used in the calculation, the month that the utility expects the charge
20 to go into effect and the number of years the utility expects to collect the charge. Applicants
21 must ~~provide~~ a detailed explanation of why the number of years to collect the charge
22 represents a reasonable and prudent management decision in the construction of plant.

23 (o) The workpapers and calculations used to develop the proposed AFPI charge.

24 Commission Form PSC 1036 (06/26), entitled "Allowance for Funds Prudently Invested," ~~The~~
25 ~~utility can may obtain a diskette that~~ outlines the required calculations and is comprised of the

1 ~~following schedules to be used by calling or writing the Division of Accounting and Finance,~~
2 ~~(850) 413-6410. The required schedules that shall be submitted are “AFPI Filing Schedules;”~~,
3 ~~Commission Form PSC/AFD 26 (11/93), incorporated by reference into this rule, and are as~~
4 ~~follows:~~

5 Schedule 1 – List of Information Imputed Into Calculation

6 Schedule 2 – Calculation of ~~Of~~ Carrying Costs Per ERC

7 Schedule 3 – Calculation of ~~Of~~ Carrying Costs Per ERC Per Year

8 Schedule 4 – Calculation of ~~Of~~ Carrying Costs Per ERC Per Month

9 PSC 1036 (06/26) is incorporated by reference and available at

10 <https://flrules.org/Gateway/reference.asp?No=Ref-19609> . ~~The form may be obtained from~~
11 ~~the Commission’s Division of Accounting and Finance,~~

12 ~~2540~~<https://flrules.org/Gateway/reference.asp?No=Ref-19609> ~~Shumard Oak Boulevard,~~

13 ~~Tallahassee, Florida 32399-0850.~~ All calculations and schedules must be provided in

14 Microsoft Excel format, with formulas intact and unlocked; must be provided via USB drive,

15 CD, DVD, or other media; and may not be submitted by e-mail. PSC 1036 (06/26) is also

16 available on the Commission website at www.floridapsc.com.

17 (p) The revised or original tariff sheets necessary to incorporate the AFPI charge into the
18 tariff.

19 (4) The beginning date for accruing the AFPI charge must ~~shall~~ agree with the month
20 following the end of the test year that was used to establish the amount of non-used and useful
21 plant. If any connections have been made between the beginning date and the effective date of
22 the charge, no AFPI will be collected from those connections.

23 (5) Unless the utility demonstrates that the 5-year period is inappropriate, it is prudent for
24 a utility to have an investment in future use plant for a period of no longer than 5 years beyond
25 the test year.

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1 (6) For utilities that have non-used and useful plant to be held for periods longer than what
2 is determined to be prudent, the AFPI charge will cease accruing charges and will remain
3 constant after the accrual period, established by the Commission, has expired. The utility can
4 continue to collect the constant charge until all ERCs projected in the calculation have been
5 added.

6 *Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.121 FS.*

7 *History—New 11-30-93, Amended _____.*

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		Schedule 1
Utility Name:		
Docket No.:		
Allowance for Funds Prudently Invested		
Calculation of Carrying Costs for Each ERC		
Information Needed		
1.	Cost of Qualifying Assets	\$
	a) Non used and useful Plant	\$
	b) Non used and useful Accumulated Depreciation	\$
	c) Non used and useful CIAC	\$
	d) Non used and useful AA of CIAC	\$
2.	Capacity of Qualifying Assets	GPD
3.	Number of Future Customers	ERC
4.	Annual Net Depreciation Expense	\$
5.	Rate of Return	
6.	Weighted Cost of Equity	
7.	Federal Income Tax Rate	
8.	State Income Tax Rate	
9.	Annual Property Tax	\$
10.	Other Costs	\$
11.	Depreciation Rate of Assets	
12.	Test Year	

PSC 1036 (06/26) - Rule 25-30.434, F.A.C.

Utility Name: _____
 Docket No.: _____

SCHEDULE 2

Allowance for Funds Prudently Invested

Calculation of Carrying Costs for Each ERC:

Cost of Qualifying Assets:	\$	Annual Depreciation Expense:	\$
Divided By Future ERC:		Future ERC's:	
Cost/ERC:	\$	Annual Depr. Cost per ERC:	\$
Multiply By Rate of Return:			
Annual Return Per ERC:	\$	Annual Property Tax Expense:	\$
		Future ERC's:	
Annual Reduction in Return:	\$		
(Annual Depreciation Expense		Annual Prop. Tax per ERC:	\$
per ERC Times Rate of Return)			
Federal Tax Rate:	%	Weighted Cost of Equity:	%
Effective State Tax Rate:	%	Divided by Rate of Return:	%
Total Tax Rate:	%	% of Equity in Return:	
Effective Tax on Return:		Other Costs:	\$
(Equity % Times Tax Rate)		Future ERC's:	
Provision For Tax:		Cost per ERC:	\$
(Tax on Return/(1-Total Tax Rate))			

PSC 1036 (06/26) - Rule 25-30.434, F.A.C.

Schedule 4						
Utility Name:						
Docket No.:						
Allowance for Funds Prudently Invested						
Calculation of Carrying Cost Per ERC Per Month:						
	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6
January						
February						
March						
April						
May						
June						
July						
August						
September						
October						
November						
December						

PSC 1036 (06/26) - Rule 25-30.434, F.A.C.

RULES TO BE REPEALED

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25-9.020 Front Cover.

~~The front cover shall identify the volume as the rate book or tariff filed by the particular utility with the Florida Public Service Commission governing the sale of the specific utility service provided.~~

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.091 FS. History—New 1-8-75, Formerly 25-9.20. Repealed.

1 **25-9.060 Front Cover.**

2 ~~The front cover shall identify the volume as the rate book submitted by the particular~~
3 ~~utility with the Florida Public Service Commission governing the specific utility service~~
4 ~~provided.~~

5 *Rulemaking Authority 366.05(1) FS. Law Implemented 366.04(2)(b) FS. History—New 8-9-79,*
6 *Formerly 25-9.60. Repealed.*

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25-9.071 Back Cover.

~~Will be the back cover.~~

*Rulemaking Authority 366.05(1) FS. Law Implemented 366.04(2)(b) FS. History—New 8-9-79,
Formerly 25-9.71. Repealed.*

1 **25-30.010 Rules for General Application.**

2 ~~The rules hereinafter set forth are for general application and are subject to such changes~~
3 ~~and modifications, permitted by law, as the Commission from time to time may determine~~
4 ~~advisable. The rules are supplementary to the Water and Wastewater System Regulatory Law,~~
5 ~~Chapter 367, F.S.~~

6 *Rulemaking Authority 367.121 FS. Law Implemented 367.121 FS. History—New 2-3-70,*
7 *Amended 9-12-74, Formerly 25-10.01, 25-10.001, Amended 1-31-00, Repealed _____.*

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SERCs FOR RULES TO BE AMENDED

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: May 4, 2026

TO: Susan Sapoznikoff, Special Counsel, Office of the General Counsel

FROM: Sevini K. Guffey, Public Utility Analyst IV, Division of Economics *SKG*

RE: Statement of Estimated Regulatory Costs (SERC)
Docket No. 20260040-OT. Proposed amendment of Rules 25-6.003, Florida Administrative Code (F.A.C.), Definitions; 25-30.255, F.A.C., Measurement of Service for Water Utilities; and 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges; and proposed repeal of Rules 25-9.020, F.A.C., Front Cover; 25-9.060, F.A.C., Front Cover; 25-9.071, F.A.C., Back Cover; and 25-30.010, F.A.C., Rules for General Application.

The purpose of this rulemaking is to propose updates and clarifications to Rules 25-6.003, Florida Administrative Code (F.A.C.), Definitions; 25-30.255, F.A.C., Measurement of Service for Water Utilities; and 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges; and propose repeal of Rules 25-9.020, F.A.C., Front Cover; 25-9.060, F.A.C., Front Cover; 25-9.071, F.A.C., Back Cover; and 25-30.010, F.A.C., Rules for General Application. The proposed rulemaking is necessitated by the statutory rule review mandated by Section 120.5435, Florida Statutes (F.S.).

Paragraph (1) of Rule 25-30.003, F.A.C., Definitions of general applicability is proposed to be deleted because the 7th edition published in December 2000, Authoritative Dictionary of The Institute of Electrical and Electronics Engineers (IEEE) Standard Terms, as referenced in the rule, is obsolete. Also, the National Electrical Safety Code (NESC) which is incorporated by reference later in Rule 25-6, F.A.C., includes definitions of general applicability. Deleting an obsolete reference in the rule will minimize confusion for all stakeholders and there are no costs associated with this rule for any stakeholder.

Paragraph (3) in Rule 25-30.255, F.A.C., is proposed to be deleted because it requires water utilities to use meters which conform to specific standards. Rules 25-30.261, F.A.C., through 25-30.267, F.A.C., encompass the necessary requirements regarding water utility meter readings and testing to ensure accurate measurement of service regardless of the meter type used. Therefore, Rule 25-30.255(3), F.A.C. is obsolete and there are no costs for the stakeholders associated with the repeal of paragraph (3) in Rule 25-30.255, F.A.C.

Rule 25-30.434, F.A.C., is proposed to be amended to update and clarify the rule and repeal unnecessary rule language to comply with the statutory rule review mandated by Section

120.5435, F.S. The proposed revised rule clarifies the calculation for net CIAC (contribution-in-aid-of-construction and accumulated amortization of CIAC). The proposed revised rule also specify additional language indicating that if the plant is abandoned and/or retired, then the AFPI charges must cease. The proposed rule language indicates the location of the website address for the Commission Form entitled AFPI, which outlines the calculation and schedules used to develop the proposed AFPI charge. Finally, new language is proposed to state that all calculations and schedules must be provided electronically to the Commission.

The proposed amended rules would not result in negative fiscal impacts to the electric investor owned utilities, electric cooperatives, municipal utilities, water, and wastewater utilities, as discussed in the attached SERC. No regulatory alternatives were submitted pursuant to Section 120.541(1)(a), F.S. by any affected entity. None of the impacts/cost criteria established in Section 120.541(2)(a)-(e), F.S., will be exceeded as a result of the proposed revisions to the rules.

Additionally, staff is proposing the repeal of Rules 25-9.020, F.A.C., 25-9.060, F.A.C., 25-9.071, F.A.C., and 25-30.010, F.A.C., as they are obsolete and the SERCs conclude that the repeal will not result in negative economic impacts.

cc: SERC file

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-6.003, F.A.C., Definitions

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.]
(See Section E. below for definition of small business.)

Yes No

If the answer to Question 1 is “yes,” see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes No

If the answer to either question above is “yes,” a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector job creation or employment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector investment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Productivity	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Innovation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: Rule 25-6.003(1), F.A.C., Definitions of general applicability is proposed to be deleted because the Authoritative Dictionary of The Institute of Electrical and Electronics Engineers (IEEE) Standard Terms, as referenced in the rule, is obsolete. Also, the National Electrical Safety Code (NESC) which is incorporated by reference later in Rule 25-6, F.A.C., includes definitions of general applicability. Deleting an obsolete reference in the rule will minimize confusion for all stakeholders and there are no costs associated with this rule for any stakeholder.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

The number of entities required to comply with Rule 25-6.003, F.A.C., are four (4) investor owned electric utilities, 18 electric cooperatives, and 34 municipal electric utilities.

(2) A general description of the types of individuals likely to be affected by the rule.

NA

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

- None. To be done with the current workload and existing staff.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

- None. The rule will only affect the agency.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

- None.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

- None. The rule will only affect the agency.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

- No adverse impact on small business.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

(2) A "Small City" is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A "small county" is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

- No impact on small cities or small counties.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: Paragraph (1) of Rule 25-6.003, F.A.C., is proposed to be deleted because it is obsolete and no costs are associated with this rule revision. Deleting the obsolete reference in the rule will minimize confusion for the stakeholders; utilities, ratepayers, Commission staff, small businesses, state and local government entities, and other parties directly affected.

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

- None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- No regulatory alternatives were submitted.
- A regulatory alternative was received from
- Adopted in its entirety.
- Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-30.255, F.A.C., Measurement of Service for Water Utilities.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.]
(See Section E. below for definition of small business.)

Yes No

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes No

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector job creation or employment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector investment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Productivity	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Innovation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule?

[120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: Rule 25-30.255(3), F.A.C., is proposed to be deleted because it requires water utilities to use meters which conform to specific standards. Rules 25-30.261, F.A.C., through 25-30.267, F.A.C., encompass the necessary requirements regarding water utility meter readings and testing to ensure accurate measurement of service regardless of the meter type used. Therefore, Rule 25-30.255(3), F.A.C. is not needed and there are no costs for the stakeholders associated with the repeal of paragraph (3) in Rule 25-30.255, F.A.C.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

Number of entities likely to be required to comply with this rule are 123 water utilities regulated by the PSC.

(2) A general description of the types of individuals likely to be affected by the rule.

None.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

None. To be done with the current workload and existing staff.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

None.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

- None. The rule will only affect the agency.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

- No adverse impact on small business.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

(2) A "Small City" is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A "small county" is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

- No impact on small cities or small counties.

- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing required education, training, or testing.

Discussion and Analysis of Market Impacts: None.

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- No regulatory alternatives were submitted.
- A regulatory alternative was received from
- Adopted in its entirety.
- Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI)
Charges.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.]
(See Section E. below for definition of small business.)

Yes

No

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes

No

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth Yes No

Private-sector job creation or employment Yes No

Private-sector investment Yes No

(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets) Yes No

Productivity Yes No

Innovation Yes No

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: Rule 25-30.434, F.A.C., is proposed to be amended to update and clarify the rule and repeal unnecessary rule language to comply with the statutory rule review mandated by Section 120.5435, F.S. The proposed revised rule clarifies the calculation for net CIAC (contribution-in-aid-of-construction and accumulated amortization of CIAC). The proposed revised rule also specify additional language indicating that if the plant is abandoned and/or retired, then the AFPI charges must cease. Finally, the revised rule indicates the location of the website address for the Commission Form entitled AFPI, which outlines the calculation and schedules used to develop the proposed AFPI charge.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

Number of entities likely to be required to comply with this rule are 123 water utilities and 86 wastewater utilities regulated by the PSC.

(2) A general description of the types of individuals likely to be affected by the rule.

Individuals affected would be the ratepayers of the water and wastewater utilities; greater clarity of the proposed revised rule would allow the utilities' future customers to not over collect AFPI charges.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

- None. To be done with the current workload and existing staff.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

- None. The rule will only affect the agency.
- Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

None.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

No adverse impact on small business.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

- No impact on small cities or small counties.
- Minimal. Provide a brief explanation.
- Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: Greater clarity of the proposed revised rule should result in reducing utilities’ time to appropriately to interpret and apply the rule more effectively and allow the utility’s future customers to not overcollect AFPI charges.

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

- None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- No regulatory alternatives were submitted.
- A regulatory alternative was received from
- Adopted in its entirety.
- Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

SERCs FOR RULES TO BE REPEALED

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-9.020 Front Cover, F.A.C.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.]
(See Section E. below for definition of small business.)

Yes No

If the answer to Question 1 is “yes,” see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes No

If the answer to either question above is “yes,” a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector job creation or employment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector investment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Productivity	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Innovation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: The recommended repeal of Rule 25-9.020, F.A.C., Front Cover, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

None. To be done with the current workload and existing staff.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

None.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

No adverse impact on small business.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

No impact on small cities or small counties.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing required education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

No regulatory alternatives were submitted.

A regulatory alternative was received from

Adopted in its entirety.

Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-9.060 Front Cover, F.A.C.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.]
(See Section E. below for definition of small business.)

Yes No

If the answer to Question 1 is “yes,” see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes No

If the answer to either question above is “yes,” a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector job creation or employment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector investment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Productivity	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Innovation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: The recommended repeal of Rule 25-9.060, F.A.C., Front Cover, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

None. To be done with the current workload and existing staff.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

None.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

No adverse impact on small business.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

No impact on small cities or small counties.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing required education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- No regulatory alternatives were submitted.
- A regulatory alternative was received from
- Adopted in its entirety.
- Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-9.071 Back Cover, F.A.C.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.]
(See Section E. below for definition of small business.)

Yes No

If the answer to Question 1 is “yes,” see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes No

If the answer to either question above is “yes,” a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector job creation or employment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Private-sector investment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Productivity	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Innovation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: The recommended repeal of Rule 25-9.071, F.A.C., Back Cover, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

None. To be done with the current workload and existing staff.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

None.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

No adverse impact on small business.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

No impact on small cities or small counties.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing required education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- No regulatory alternatives were submitted.
- A regulatory alternative was received from
- Adopted in its entirety.
- Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-30.010, F.A.C., Rules for General Application.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)	
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If the answer to Question 1 is "yes," see comments in Section E.	
2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]	
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:	
(1) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]	
Economic growth	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Private-sector job creation or employment	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Private-sector investment	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(2) Is likely to have an adverse impact on any of the following in excess of \$1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]	
Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Productivity	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Innovation	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes No

Economic Analysis: The recommended repeal of Rule 25-30.010, F.A.C., Rules for General Application, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

None. To be done with the current workload and existing staff.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

None.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

None. The rule will only affect the agency.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments.

No adverse impact on small business.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

No impact on small cities or small counties.

Minimal. Provide a brief explanation.

Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing required education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- No regulatory alternatives were submitted.
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