

I. Meeting Packet



State of Florida
Public Service Commission
INTERNAL AFFAIRS AGENDA
Tuesday, September 18, 2012
Immediately following Commission Conference
Betty Easley Conference Center, Room 140

REVISED

1. Approve August 2, 2012, Internal Affairs Meeting Minutes. (Attachment 1)
2. Recertification of Florida's Telecommunications Relay Service program with the Federal Communications Commission. Approval is sought. (Attachment 2)
3. Certification of non-rural carriers to receive Interstate Access Support. Approval is sought. (No Attachment)
4. Executive Director's Report. (No Attachment)
5. Other Matters.

BB/css

OUTSIDE PERSONS WISHING TO ADDRESS THE COMMISSION ON
ANY OF THE AGENDAED ITEMS SHOULD CONTACT THE
OFFICE OF THE EXECUTIVE DIRECTOR AT (850) 413-6463.



State of Florida
Public Service Commission
INTERNAL AFFAIRS MINUTES
Thursday, August 2, 2012
2:50 p.m. – 3:19 p.m.
Betty Easley Conference Center, Room 148

COMMISSIONERS PRESENT: Chairman Brisé
 Commissioner Edgar
 Commissioner Graham
 Commissioner Balbis
 Commissioner Brown

STAFF PARTICIPATING: Baez, Lynn, Kiser, Futrell, Harlow, Miller

OTHERS PARTICIPATING: J.R. McLelland, Florida Natural Gas Association

1. Approve July 18, 2012, Internal Affairs Meeting Minutes.

The minutes were approved with the following underlined correction to Item 5.c.1):

1) The Electric Vehicle Charging Station workshop is scheduled for September 5, 2012. The public will have the opportunity to provide comments. Information is also being gathered through independent means for a report that is due to the legislature on December 31, ~~2013~~ 2012.

Commissioners participating: Brisé, Edgar, Graham, Balbis, Brown

2. Update on U.S. EPA Proposed Rule on Greenhouse Gas Emissions for New Electric Generating Units.

The Commissioners were updated on U.S. EPA Proposed Rule on Greenhouse Gas Emissions for New Electric Generating Units. Staff was directed to revise attachment 3, Comments of the Florida Public Service Commission, as discussed at today's meeting and to send the comments to the Chairman for his consideration to forward to the EPA, as comments from this Agency.

Commissioners participating: Brisé, Edgar, Graham, Balbis, Brown

3. Presentation by Florida Natural Gas Association.

Florida Natural Gas Association Power Point Presentation given by J.R. McLelland.

Commissioners participating: Brisé, Edgar, Graham, Balbis, Brown

4. Executive Director's Report.

Mr. Baez advised that there was nothing to report at this time.

Commissioners participating: Brisé, Edgar, Graham, Balbis, Brown

5. Other Matters.

Commissioner Balbis expressed his appreciation of presentation given by Florida Natural Gas Association, and commented that we will continue to address fuel diversity and security.

Commissioners participating: Brisé, Edgar, Graham, Balbis, Brown

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: September 10, 2012

TO: Braulio L. Baez, Executive Director

FROM: Curtis J. Williams, Regulatory Analyst, Office of Telecommunications *CJW*
Robert J. Casey, Public Utilities Supervisor, Office of Telecommunications *ok*
Cindy B. Miller, Senior Attorney, Office of the General Counsel *CM SML* *EMS*

RE: Federal Communications Commission Recertification of the Florida Relay Program
Critical Information: Please place on the September 18, 2012, Internal Affairs.
APPROVAL OF THE ATTACHED DRAFT PAGES FOR INCLUSION IN THE RELAY RECERTIFICATION FILING IS SOUGHT. The recertification filing is due to the FCC by October 1, 2012.

Telecommunications Relay Service (TRS) enables persons who are deaf, hard of hearing, deaf/blind, or speech impaired to access the telephone system to communicate with voice telephone users. Congress created the TRS program in Title IV of the Americans with Disabilities Act of 1990 and codified it in Section 225 of the Telecommunications Act. TRS services are intended to be functionally equivalent to voice telephone service. The TRS regulations by the Federal Communications Commission (FCC) set forth mandatory minimum standards that TRS providers must follow in offering service, and are intended to ensure that TRS meets the functional equivalency mandate. **APPROVAL OF THE ATTACHED DRAFT PAGES FOR INCLUSION IN THE RELAY RECERTIFICATION FILING IS SOUGHT.**

The FCC has primary regulatory oversight over TRS programs. Section 225(f)(1) of the Telecommunications Act provides the authority to the FCC to certify state TRS programs, affirming that the FCC shall certify a state program if it determines that:

- (A) the program makes available to hearing-impaired and speech-impaired individuals, either directly, through designees, through a competitively selected vendor, or through regulation of intrastate common carriers, intrastate telecommunications relay services in such State in a manner that meets or exceeds the requirements of regulations prescribed by the Commission under subsection (d) of this section; and
- (B) the program makes available adequate procedures and remedies for enforcing the requirements of the State program.

Section 427.704(1), Florida Statutes, provides the Florida Public Service Commission (FPSC) with authority for oversight of the Florida relay program, and states that:

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The commission shall establish, implement, promote, and oversee the administration of a statewide telecommunications access system to provide access to telecommunications relay services by persons who are hearing impaired or speech impaired, or others who communicate with them. The telecommunications access system shall provide for the purchase and distribution of specialized telecommunications devices and the establishment of statewide single provider telecommunications relay service system which operates continuously.

FCC Public Notice 12-1187, released July 25, 2012, was issued to remind states that current TRS certifications for all states and territories will expire July 26, 2013. Applications for renewal of relay certifications must be filed with the FCC by October 1, 2012. Once the recertification petitions are filed by the states, the FCC will release Public Notices seeking comments on the filings.

The state certification process is intended to ensure that TRS is provided in a uniform manner throughout the United States and territories. The FCC is very specific about what should be included in a relay recertification filing. The draft filing contains documentation that Florida meets or exceeds all of the applicable mandatory minimum standards set forth in Code of Federal Regulations Section 64.604.

Attachment A to this memorandum includes copies of the pages of the filing created by staff. The remainder of the filing was either provided by AT&T Relay or reference documents required to be in the filing that were developed by staff or Florida Telecommunications Relay, Inc. (FTRI). Although the filing is voluminous, the majority of it contains copies of the following reference information:

- AT&T provided pages 7-82, which contain AT&T Relay Operational, Technical, and Functional Standards used to provide relay services;
- Appendix A (pp. 83-97) is an FCC Public Notice reminding states to file for recertification;
- Appendices B through E (pp. 98-119) were supplied by AT&T to demonstrate that AT&T Relay meets the requirements necessary to provide relay service in Florida;
- Appendix F (pp. 120-187) contains a copy of the Florida Relay Annual Report required to be published on the FPSC Web site;
- Appendix G (pp. 188-189) contains a list of FTRI Outreach Activities;
- Appendix H (pp. 190-222) includes copies of FTRI newsletters;
- Appendix I (pp. 223-291) contains copies of brochures and other promotional items for relay services in Florida;
- Appendix J (pp. 292-303) is a copy of Chapter 427, Florida Statutes (Telecommunications Access System);
- Appendix K (pp. 304-443) contains copies of the annual relay complaint logs submitted to the FCC;
- Appendix L (pp. 444-493) is a copy of the Florida TRS request for proposal approved by Commissioners in Docket No. 110013-TP at the February 14, 2012, agenda;

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- Appendix M (pp. 494-507) is a copy of the Florida Relay Surcharge Rate Order;
- Appendix N (pp. 508-549) are pages from FPSC, AT&T, and FTRI Relay Web sites;
- Appendix O (pp. 550-552) is a listing of TASA's Advisory Board; and
- Appendix P (pp. 553-556) are Notifications of Substantive Program Changes.

Staff is requesting approval of the staff-created pages in Attachment A for inclusion in the relay recertification filing. Copies of the complete draft filing are also available for review.

cc: Charles H. Hill
Curt Kiser

State Program Narrative

The Florida Legislature passed the Telecommunications Act of 1991 (TASA) in order to establish a system whereby the citizens of Florida who are deaf, hard of hearing, deaf-blind, or speech disabled, have access to basic telecommunications services at a cost no greater than that paid by other telecommunications service customers. In addition, the cost of specialized telecommunications equipment necessary to ensure that citizens who are deaf, hard of hearing, deaf-blind, or speech disabled have access to basic telecommunications services and the provision of telecommunications relay service is borne by the telecommunications customers of the state.

In order to accomplish the stated goals of TASA, the Florida Public Service Commission (FPSC) was given the responsibility to establish, implement, promote and oversee the administration of a statewide telecommunications access system to provide access to telecommunications relay services. The telecommunications access system provides for the purchase and distribution of specialized telecommunications devices and the establishment of a statewide single provider of telecommunications relay service. The FPSC is required to determine the most cost-effective method for providing telecommunications relay service and distributing specialized telecommunications devices. The users of telecommunications relay service are to pay rates no greater than the rates paid for functionally equivalent voice communication services. The privacy of the users of relay service must be maintained, and the operators must maintain the confidentiality of the relay service messages. The relay service system must comply with the regulations adopted by the Federal Communications Commission (FCC) to implement Title IV of the Americans with Disabilities Act.

In order to assist the FPSC with the implementation of TASA, TASA created an advisory committee. The advisory committee is appointed by the FPSC and consists of members that can present the perspective of the relay users and the telecommunications industry. The advisory committee advises the FPSC on matters relating to the quality and cost-effectiveness of the telecommunications relay service and the distribution of the specialized telecommunications devices.

TASA required the FPSC to designate a nonprofit corporation to carry out certain administrative responsibilities. On June 13, 1991, the Florida Telecommunications Relay, Inc. (FTRI) was incorporated and designated to perform the administrative functions for the telecommunications access system. As such, FTRI has the responsibility of purchasing, storing, distributing and maintaining the specialized telecommunications devices. FTRI also is responsible for training users on how to use the specialized telecommunications equipment. In addition to fulfilling the equipment needs, FTRI is responsible for outreach and advertising for the telecommunications access system.

A monthly surcharge is assessed and appears on the bill for each access line a subscriber obtains from a local exchange telecommunications company. The surcharge is assessed to recover the costs associated with the relay provider charges, outreach, equipment and distribution, and the administrative costs associated with FTRI. The FPSC determines the amount of the surcharge at least once annually. The current surcharge is \$0.11 per line per month (up to 25 lines per account); however, the surcharge has ranged from a low of \$0.05 to a high of \$0.15 per line per month in previous years. Under TASA, the surcharge is capped at \$0.25 per line per month. The

local exchange telecommunications companies are responsible for collecting and remitting the surcharge to FTRI. FTRI, in turn, is responsible for maintaining an operational fund and making payments to the relay provider for service rendered.

The relay provider is selected by the FPSC through the Request for Proposals (RFPs) process. The most recent RFP is attached as Appendix L. The current relay contract was awarded to AT&T. AT&T and the FPSC signed a contract for the provision of relay services which began on June 1, 2012, for a period of three years ending May 31, 2015. The contract contains options to extend the contract for four additional one-year periods, and requires mutual consent by both parties to extend the contract.

In order to provide more detail of the requirements of TASA, Chapter 427, Florida Statutes, has been attached as Appendix J. In addition, the 2011 TASA report, required by Chapter 427, Florida Statutes, is also attached as Appendix F. This report gives a brief history, financial information, and usage data of the Florida Relay program.

Contract Status

As a result of the request for proposal (RFP) issued by the FPSC on November 29, 2011, the FPSC chose AT&T as Florida's relay provider. The effective date of the contract was June 1, 2012. The contract was established for a three year period of time with four one-year options to extend the contract. The contract fee is \$0.89 per session minute for traditional relay service and \$1.54 per session minute for CapTel service.

In accordance with 47 C.F.R. §64.606 (f), the Florida Public Service Commission (FPSC) notified the Federal Communications Commission that there were two substantive changes in Florida's Telecommunications Relay Service program as presented below: (Also See Appendix P)

1. By Commission Order PSC-10-0152-PAA-TP, Florida no longer allows roaming or guest options for its CapTel program. Although the FCC has not made CapTel a mandatory service as part of the certification standard, it has ruled that CapTel is a telecommunications relay service. The Florida TRS program continues to meet federal minimum standards after implementing the substantive change;
2. On February 14, 2012, the FPSC awarded AT&T Relay a contract to provide relay service for a period of three years beginning June 1, 2012. The transition from Sprint Relay to AT&T Relay occurred at midnight on May 31, 2012. The contract includes four one-year options after the initial three-year period. The Florida TRS program will continue to meet federal minimum standards after implementing the substantive change.

C.2 Contact Persons

§64.604 (c)(2) Contact persons. Beginning on June 30, 2000, State TRS Programs, interstate TRS providers, and TRS providers that have state contracts must submit to the Commission a contact person and/or office for TRS consumer information and complaints about a certified State TRS Program's provision of intrastate TRS, or, as appropriate, about the TRS provider's service. This submission must include, at a minimum, the following: (i) The name and address of the office that receives complaints, grievances, inquiries, and suggestions; (ii) Voice and TTY telephone numbers, fax number, e-mail address, and web address; and (iii) The physical address to which correspondence should be sent.

TRS Customer Service Telephone Numbers for AT&T

English: 800-682-8706 (Voice),
800-682-8786 (TTY)
Spanish: 800-855-2886 (Voice and TTY)

Contact Information for TRS Correspondence and Complaints

Florida Public Service Commission
Office of Consumer Assistance and Outreach
2540 Shumard Oak Boulevard
Tallahassee, FL 32999-0850

FPSC Main Line: 850-413-6100
FPSC Complaint Line: 800-342-3552 (Voice)
Florida Relay Service: 800-955-1339 (ASCII)
800-955-8771 (TTY)
800-955-8770 (Voice)
877-955-8773 (Spanish)
877-955-5334 (STS)
877-955-8260 (VCO Direct)

Customer Service: 800-682-8706 (English)
800-855-2886 (Spanish)

Toll Free Fax: 800-511-0809

E-mail: contact@psc.state.fl.us

Web Address: www.floridapsc.com

Staff Contact Information

Bob Casey

Phone: 850-413-6974;

Fax: 850-413-6975;

E-mail: bcasey@psc.state.fl.us

Curtis Williams

Phone: 850-413-6924;

Fax 850-413-6925;

E-mail cjwillia@psc.state.fl.us

Cindy Miller

Phone: 850-413-6082;

Fax: 850-413-6083;

E-mail: cmiller@psc.state.fl.us

C.3 Public Access to Information

§64.604 (3) Carriers, through publication in their directories, periodic billing inserts, placement of TRS instructions in telephone directories, through directory assistance services, and incorporation of TTY numbers in telephone directories, shall assure that callers in their service areas are aware of the availability and use of all forms of TRS. Efforts to educate the public about TRS should extend to all segments of the public, including individuals who are hard of hearing, speech disabled, and senior citizens as well as members of the general population. In addition, each common carrier providing telephone voice transmission services shall conduct, not later than October 1, 2001, ongoing education and outreach programs that publicize the availability of 711 access to TRS in a manner reasonably designed to reach the largest number of consumers possible.

Section 427.705, Florida Statutes, (Appendix J) requires FTRI (the Florida administrator) to administer advertising and outreach services as required by the FPSC. In its 2012-2013 budget, FTRI is authorized \$684,503 for outreach. FTRI's outreach campaign includes use of its Web site, newsletters, brochures, press releases, presentations, and public service announcements spots on television. Appendix I of this filing shows outreach materials produced by FTRI.

FTRI contracts with 23 Regional Distribution Centers (RDCs) throughout Florida which are responsible for distributing equipment, providing training on the equipment, and passing out consumer education information on the relay program.

The FPSC has a Web site that, in part, is dedicated to relay services. The Web site is used to announce decisions made related to relay services, give contact information, and provide historical information related to FRS. Links to AT&T and FTRI are also provided. Appendix N provides a print out of the FPSC, AT&T, and FTRI relay Web sites.

The FPSC distributes relay information in conjunction with its general consumer information program. The brochures distributed by the FPSC vary in topic from when to call the FPSC to what to do if you have problems with utility service or rates.

Florida has an advisory committee created by statute and appointed by the FPSC that is comprised of members that represent the hearing or speech impaired and the telecommunications industry. As participants of various organizations and communities, the advisory committee excels in keeping the public informed of what may be happening with relay. Members of the current advisory committee are associated with the following associations: the Florida Telecommunications Industry Association, the Center for Hearing and Communication, the Disability Rights Florida Organization, the Florida Coordinating Council for the Deaf and Hard of Hearing, the Florida Association of the Deaf, and the Florida Deaf-Blind Association. The FPSC convenes semi-annual advisory committee meetings to receive input. The meetings are open to the public and offer a public input session. AT&T will offer demonstrations of relay service offerings in conjunction with the committee meeting. A listing of the current advisory board members is included in Appendix O of the FPSC WebPages.

§64.605 State Certification

- (a) (1) Certified state program. Any state, through its office of the governor or other delegated executive office empowered to provide TRS, desiring to establish a state program under this section shall submit, not later than October 1, 1992, documentation to the Commission addressed to the Federal Communications Commission, Chief, Consumer & Governmental Affairs Bureau, TRS Certification Program, Washington, DC 20554, and captioned "TRS State Certification Application." All documentation shall be submitted in narrative form, shall clearly describe the state program for implementing intrastate TRS, and the procedures and remedies for enforcing any requirements imposed by the state program. The Commission shall give public notice of states filing for certification including notification in the Federal Register.***

The Florida Relay Service meets all operational, technical, and functional minimum standards required by the FCC.

Appendix L is the Florida Relay Request For Proposal (RFP) showing the FPSC commitment to meet all minimum TRS requirements. Florida offers several services that are not required by the FCC. Florida exceeds the FCC standards by offering TurboCode, Caller ID, and CapTel as services in its contract with AT&T. These are enhanced services for relay users that add functionality, but do not circumvent or conflict with any federal requirements.

The FRS is funded through a surcharge added to all subscribers of local exchange telecommunications companies. The surcharge is itemized on the customer's monthly bill, and at least annually, is explained in detail on the customer's bill. At any time, a customer may call the local exchange company to ask for an explanation of the surcharge. Florida's relay surcharge Order is included in Appendix M.

II. Outside Persons Who Wish to Address the Commission at Internal Affairs

***OUTSIDE PERSONS WHO WISH
TO ADDRESS THE COMMISSION AT***

***INTERNAL AFFAIRS
September 18, 2012***

<u>Speaker</u>	<u>Representing</u>	<u>Item #</u>
Susan Masterton (will attend and be available to speak)	CenturyLink	3

III. Supplemental Materials Provided During Internal Affairs

NOTE: The records reflect that there were no supplemental materials provided to the Commission during this Internal Affairs meeting.

IV. Transcript

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STATE OF FLORIDA
PUBLIC SERVICE COMMISSION

Internal Affairs Meeting
Tuesday, September 18, 2012
Betty Easley Conference Center, Room 140

P R O C E E D I N G S

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2 **CHAIRMAN BRISÉ:** I'm going to go and call this
3 Internal Affairs meeting to order.

4 Can I get a motion to approve the August 2nd
5 minutes?

6 **COMMISSIONER BALBIS:** So moved.

7 **COMMISSIONER EDGAR:** Second.

8 **CHAIRMAN BRISÉ:** Okay. It has been moved and
9 second.

10 Now we will move on to Item Number 2.

11 **MR. WILLIAMS:** Good morning, Commissioners.
12 Curtis Williams on behalf of staff.

13 Item 2 addresses the FCC's recertification of
14 Florida's Relay Program. The draft item before you
15 contains documentation that Florida meets all of the
16 mandatory minimum standards related to relay.

17 Staff has one minor correction to the
18 memorandum. On Page 6, Paragraph 1, Sentence 4, please
19 replace .89 with .76, and 1.45 with 1.47.

20 **COMMISSIONER BALBIS:** What was the .89 change?

21 **MR. WILLIAMS:** Replacing .89 with .76.

22 Staff is requesting approval to file the draft
23 recertification with the FCC by October 1st. And we are
24 available for questions from Commissioners.

25 **CHAIRMAN BRISÉ:** Any questions, Commissioners?

1 Seeing none.

2 **COMMISSIONER BALBIS:** With those changes, I
3 would move to authorize staff to submit it.

4 **CHAIRMAN BRISÉ:** All right. It has been
5 moved. Is there a second?

6 **COMMISSIONER EDGAR:** Second.

7 **CHAIRMAN BRISÉ:** All right. All in favor say
8 aye.

9 (Vote taken.)

10 **CHAIRMAN BRISÉ:** All right. Moving on to Item
11 Number 3.

12 **MR. FOGLEMAN:** Good morning, Commissioners.
13 Greg Fogleman for Commission staff.

14 Within the past week the FCC has clarified
15 that carriers that have previously self-certified for
16 certain forms of high-cost support would need to seek
17 state certification to continue to receive funds for
18 2013. Staff seeks authority from the Chairman to sign a
19 letter approving recertification and attach the
20 carrier's affidavits. Staff is available for questions.

21 **CHAIRMAN BRISÉ:** Any questions?

22 Seeing none, I'm ready to entertain a motion.

23 **COMMISSIONER EDGAR:** Move staff rec.

24 **CHAIRMAN BRISÉ:** All right. It has been
25 moved. Is there a second?

1 **COMMISSIONER BROWN:** Second.

2 **CHAIRMAN BRISÉ:** All in favor?

3 (Vote taken.)

4 **CHAIRMAN BRISÉ:** It has been approved. Thank
5 you.

6 All right. Executive Director's Report.

7 **MR. BAEZ:** Commissioners, I've just got a
8 couple of items.

9 **CHAIRMAN BRISÉ:** Sure.

10 **MR. BAEZ:** A couple of quick remainders and
11 wrap-ups. You know that we have the Electric Vehicle
12 Charging Station Workshop on the 6th. We have got the
13 Smart Meters coming up this Thursday, I believe, on the
14 20th. And then I have one other matter of a little bit
15 more importance.

16 As you know, Bob Trapp, our Director of
17 Engineering, is leaving us sometime near the end of the
18 year. I know that he has got the days counted out,
19 although I'm in denial, so I don't know the exact date.
20 I believe it's in the December time frame. But we have
21 reached the point where -- or certainly I have where I'd
22 like to make known to you my nomination for his
23 replacement.

24 And I'm really, really pleased to have you
25 consider Tom Ballinger's promotion as the next Director

1 of Engineering. You know Tom. I believe that you trust
2 Tom as much or more as I do. I know that he was of
3 great, great guidance to me when I first started on the
4 Commission so many years ago. And I hope with your
5 favorable consideration we can make that happen.

6 **CHAIRMAN BRISÉ:** Commissioner Edgar.

7 **COMMISSIONER EDGAR:** Is that something that
8 requires a vote of approval by the Commission? I know
9 at some level -- at division director level it does.

10 **CHAIRMAN BRISÉ:** A simple nod in unison might
11 do, but I think Chuck can --

12 **COMMISSIONER EDGAR:** Well, then in an
13 overabundance of enthusiasm, Mr. Chairman, I would move
14 that we approve the Executive Director's
15 recommendation/nomination/selection of Mr. Ballinger,
16 who is a great resource to the agency and a great public
17 servant, and I look forward to working with him in his
18 new position.

19 **CHAIRMAN BRISÉ:** Okay. It has been moved.

20 **COMMISSIONER BROWN:** Second.

21 **COMMISSIONER BALBIS:** A comment. I'm fully in
22 support of the motion, and I want to thank Bob for his
23 work. I know when I heard through the grapevine that
24 you were a short-timer, I was concerned because he has
25 been a tremendous benefit to me and the agency. So I

1 appreciate all the hard work you have done. And with
2 Mr. Ballinger as the replacement, I know they are big
3 shoes to fill, but I know Tom has big shoes as well. So
4 I look forward to him continuing to work with us and
5 help us with all the important job functions that you
6 serve. And in the meantime, still having the Legal
7 Department research how we can keep Bob through subpoena
8 or otherwise. (Laughter.)

9 **MR. BAEZ:** We are still gnashing teeth and
10 rending clothes, but I don't want to inhibit Tom's
11 further contribution to it. So I'm sure, Trapp, we know
12 where to find him certainly.

13 **COMMISSIONER BALBIS:** With that, I fully
14 support the motion.

15 **COMMISSIONER GRAHAM:** Do we have to vote to
16 let Bob go? (Laughter.)

17 **MR. BAEZ:** If we don't, I guess we could.
18 (Laughter.)

19 **CHAIRMAN BRISÉ:** All right. It has been moved
20 and properly seconded.

21 Any further discussion?

22 Seeing none, all in favor say aye.

23 (Vote taken.)

24 **MR. BAEZ:** Thank you, Commissioners.

25 **CHAIRMAN BRISÉ:** Thank you very much.

1 Other matters.

2 **COMMISSIONER BROWN:** Mr. Chairman, we had our
3 first water and wastewater study committee, as most of
4 you know, on September 6th. And it was very productive,
5 very informative. Most of the committee members showed,
6 and we are scheduled to have our next meeting on
7 October 3rd at 11:00 a.m., 11:00 to 5:00, at Morris
8 Hall. And hopefully we will get into more substance.

9 The first meeting was primarily informational,
10 but I think we are going to delve into more of the
11 substantive areas at the second meeting. So we have a
12 very tight agenda. FYI.

13 **COMMISSIONER BALBIS:** I have a comment or
14 question.

15 **CHAIRMAN BRISÉ:** Sure.

16 **COMMISSIONER BALBIS:** I guess procedurally, if
17 we have recommendations or ideas for Commissioner Brown,
18 I guess the process -- I was going to put together just
19 a formal comment letter. Is there a process? Do we
20 handle it at Internal Affairs? Are there Sunshine
21 issues or, I guess, the question is -- whomever has the
22 answer.

23 **MR. KISER:** Well, Sunshine applies to lots of
24 things we do, but I think whatever process that
25 Commissioner Brown would like to have in terms of how

1 you give her issues or ask for items to be discussed,
2 you can -- basically, whatever she would like to do. It
3 seems like to me the easiest way is just whatever
4 form -- you know, whether she wants you to put it in
5 writing, whether or not you do it at a meeting and
6 approve it. But individual Commissioners can recommend
7 anything they really want.

8 If there is something you would like to have
9 the whole Commission go on record for, then I would
10 suggest that you might want to notice that on the agenda
11 so that it's there and everybody can see it, and then
12 the board could basically in an informal process vote to
13 send that recommendation on to the Commission.

14 So there are a couple of ways to do it. One
15 is individual, what Commissioners would like to
16 recommend; and, two, if there is something that you want
17 the whole board to weigh in on and perhaps support, then
18 that would be a second alternative.

19 **COMMISSIONER BALBIS:** Yes. And to be honest,
20 I mean, my ideas are really just my personal opinion on
21 issues where I look at the differences when I ran a
22 public utility versus a private, you know, the issues
23 that they face. And rather than the full Commission
24 vote -- because I'm am not sure I can convince two other
25 people.

1 (Laughter.)

2 COMMISSIONER BROWN: Well, I would appreciate
3 them going through JoAnn Chase, who is the Public
4 Service Commission staff member who is kind of tasked
5 with facilitating all communications among the committee
6 members. If a Commissioner has a particular issue or
7 idea that they want to present to the committee, I would
8 appreciate you forwarding it JoAnn Chase who can then
9 disseminate it to the committee members.

10 COMMISSIONER BALBIS: That's all I had.

11 CHAIRMAN BRISÉ: All right.

12 Is there anything else on other matters?

13 COMMISSIONER BALBIS: (Inaudible.)

14 CHAIRMAN BRISÉ: Sure.

15 COMMISSIONER BALBIS: On Thursday we have the
16 alternative vehicle workshop that I will be
17 pinch-hitting for Chairman Brisé on. And I guess this
18 is a road show that goes around the state, and I believe
19 you're going to the one in --

20 CHAIRMAN BRISÉ: I will be in Jacksonville.

21 COMMISSIONER BALBIS: -- Jacksonville where
22 they have electric vehicles, natural gas-fueled
23 vehicles, et cetera, more of a public outreach program
24 that I guess was started by the Georgia Public Service
25 Commission, if I'm not mistaken. So I will be attending

1 that this Thursday afternoon in Tallahassee.

2 CHAIRMAN BRISÉ: Thanks for reminding me.

3 I will be at the one in Jacksonville on Friday
4 morning, and J.R. and I are participating on a panel at
5 the NAACP on Thursday morning of this week. So that's
6 part of my calendar for this week.

7 With that, if there are no other items on
8 Other Matters, we thank you for your participation and
9 attendance this morning. And, Bob, we will definitely
10 honor you a little bit later on this year.

11 Thank you very much. We stand adjourned.

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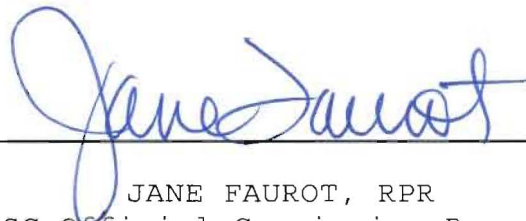
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1 STATE OF FLORIDA)
 2 : CERTIFICATE OF REPORTER
 3 COUNTY OF LEON)

4
 5 I, JANE FAUROT, RPR, Chief, Hearing Reporter
 6 Services Section, Office of Commission Clerk, do hereby
 7 certify that the foregoing proceedings were transcribed
 8 from digital recording to the best of my ability.

9 I FURTHER CERTIFY that I am not a relative,
 10 employee, attorney or counsel of any of the parties, nor
 11 am I a relative or employee of any of the parties'
 12 attorneys or counsel connected with the action, nor am I
 13 financially interested in the action.

14 DATED THIS 26TH DAY OF SEPTEMBER, 2012.

15 

16 JANE FAUROT, RPR
 17 FPSC Official Commission Reporter
 18 (850) 413-6732