




Public Service Commission

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

DATE: July 10, 2014
TO: All Interested Persons
FROM: Kathryn Cowdery, Office of the General Counsel 
RE: U.S. Environmental Protection Agency Carbon Rules – Request for Comments

The Florida Public Service Commission staff is soliciting comments on two recently proposed U.S. Environmental Protection Agency (EPA) actions. On June 18, 2014, the EPA published in 70 *Federal Register* No. 117: (1) the proposed Carbon Pollution Emission Guidelines for Existing Stationary Source: Electric Utility Generating Units (aka the Clean Power Plan) and (2) the proposed rule on Carbon Pollution Emission Standards for Modified and Reconstructed Stationary Sources: Electric Utility Generating Units.

The questions below are primarily directed at gathering comments and information regarding the legal and technical aspects of both rules that may be considered by the Commission. We urge the respondents to expand upon the answers to the questions below. Also, take this opportunity to comment on other aspects of the Clean Power Plan or the performance standards for Modified and Reconstructed Sources not directly covered in your responses that may materially affect Florida.

Comments are due via e-mail to Kathryn Cowdery at kcowdery@psc.state.fl.us by close of business on Friday, August 8, 2014. Please limit your comments to 25 pages, excluding attachments. Note that comments given to the Commission are public record.

1. Please provide comments you have on legal aspects of the Clean Power Plan or proposed standards of performance for Modified and Reconstructed Sources that you believe are important for the Commission to review.
2. Please provide comments you have on technical aspects of the Clean Power Plan or proposed standards of performance for Modified and Reconstructed Sources that you believe are important for the Commission to review.
3. Please provide input on the assumptions EPA employed in setting the Florida-specific interim and final emission targets in the Clean Power Plan.
4. Should the effects of actions implemented after 2005, which resulted in a lower CO₂ footprint, be included in the EPA's Clean Power Plan, and if so, explain how and why?
5. Please discuss the achievability of meeting EPA's proposed Florida-specific interim and final emission targets in the Clean Power Plan.