



Public Service Commission

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DATE: 2/4/99

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF APPEALS (MOORE) *CTM*
 DIVISION OF ELECTRIC AND GAS (BASS) *Pub*
 DIVISION OF RESEARCH AND REGULATORY REVIEW (HEWITT) *BHT*

RE: DOCKET NO. 981101-EI - PROPOSED AMENDMENT OF RULE 25-6.093, F.A.C., INFORMATION TO CUSTOMERS.

AGENDA: 2/16/98 - REGULAR AGENDA - RULE ADOPTION - PARTICIPATION LIMITED TO COMMISSIONERS AND STAFF

RULE STATUS: ADOPTION MAY BE DEFERRED

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\APP\WP\981101-2.RCM

CASE BACKGROUND

By notice published in the Florida Administrative Weekly on November 13, 1998, the Commission proposed revisions to Rule 25-6.093, F.A.C., to require investor-owned electric utilities to provide information about the sources of generation to their customers by quarterly bill insert. The Legal Environmental Assistance Foundation (LEAF) and Florida Power Corporation (FPC) filed comments on the rule proposal.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission adopt Rule 25-6.093 with changes?

RECOMMENDATION: Yes, the Commission should adopt the rule with changes.

STAFF ANALYSIS: Subsequent to the time for filing comments or requesting a hearing, LEAF and FPC reached an agreement supporting two changes to the proposed rule and withdrawing their other

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comments. The rule is shown in Attachment 1 and the recommended changes are shaded.

The first change would give the affected utilities the option of providing the fuel source of generation information by either bill insert or as a message on the customer bill. FPC asserts that under either option there are potential conflicts with other bill inserts or messages vying for space in the envelope or on the bill. Staff agrees that this revision would provide the flexibility, both initially and as conditions change over time, to further evaluate which option has the best capability to manage these conflicts as they arise.

The second change is to the requirement that the utilities provide sources of generation "for the 12 months prior to the billing cycle." FPC asks that it be revised to read "for the most recent 12-month period available prior to the billing cycle." FPC states that allowing for the time required to obtain final data and to prepare and print the bill inserts, it would not be possible to have bill inserts based on data for the 12 months immediately prior to the first cycle of bills the following month. Staff recognizes that additional time will be necessary to prepare bill inserts or reconfigure customer bills to provide the information required in the rule. Staff believes the suggested language suitably addresses the timing concern and should be adopted by the Commission.

ISSUE 2: Should the rules be filed for adoption with the Secretary of State and the docket closed?

RECOMMENDATION: Yes.

STAFF ANALYSIS: If there is no challenge to the rules within 21 days after a Notice of Change is published in the Florida Administrative Weekly, the rules as approved may be filed for adoption with the Secretary of State without further Commission action. The docket may then be closed.

CTM/

Attachments:
Rule

25-6.093 Information to Customers.

(1) Each utility shall, upon request of any customer, give such information and assistance as is reasonable, in order that the customer may secure safe and efficient service. Upon request, the utility shall provide any customer information as to the method of reading meters and the derivation of billing therefrom, the billing cycle and approximate date of monthly meter reading.

(2) Upon request of any customer, the utility is required to provide to the customer a copy and/or explanation of the utility's rates and provisions applicable to the type or types of service furnished or to be furnished such customer, and to assist the customer in obtaining the rate schedule which is most advantageous to the customer's requirements.

(3) (a) By bill insert or other appropriate means of communication, the utility shall give to each of its customers a summary of major rate schedules which are available to the class of which that customer is a member, and

(b) the utility shall provide the information contained in paragraph (a) to all its customers:

1. Not later than ~~sixty~~ 60 days after the commencement of service, and

2. Not less frequently than once each year, and

3. Not later than ~~sixty~~ 60 days after the utility has

1
2 received approval of its new rate schedule applicable to such
3 customer.

4 (c) In this subsection, "rate schedule" shall mean customer
5 charge, energy charge, and demand charge, as set forth in Rule
6 25-6.100, F.A.C.

7 (d) By bill insert, or as a message on the customer bill, on
8 a quarterly basis using the utility's normal billing cycle, each
9 utility shall provide its customers the sources of generation for
10 the most recent 12-month period available prior to the billing
11 cycle. The sources of generation shall be stated by fuel type for
12 utility generation and as "purchased power" for off-system
13 purchases. The sources of generation are to be set forth as
14 kilowatt-hour percentages of the total utility generation and
15 purchased power.

16 (4) Upon request of any customer, but not more frequently
17 than once each calendar year, the utility shall transmit a concise
18 statement of the actual consumption of electric energy by that
19 customer for each billing period during the previous ~~twelve~~(12)
20 months.

21 Specific Authority: 366.05(1), 350.127(2), F.S.

22 Law Implemented: 366.03, 366.041(1), 366.04(2)(f), 366.04(6),
23 366.05(1), 366.05(3), 366.06(1), F.S.

24 History: Amended 7/29/69, 11/26/80, 6/28/82, 10/15/84, formerly
25 25-6.93,_____.

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