

ORIGINAL

NOTICE OF PROPOSED RULE DEVELOPMENT

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 960725-GU

RULE TITLE:

RULE NO.:

Transportation Service

25-7.0335

PURPOSE AND EFFECT: To require all investor-owned natural gas utilities to file a tariff that offers the transportation of natural gas to all non-residential customers. The rule also sets out the terms and conditions that must be included in the transportation service tariff. The rule also provides that natural gas utilities may offer transportation service to residential customers.

SUBJECT AREA TO BE ADDRESSED: The unbundling of natural gas and the provision of transportation services by natural gas utilities.

BACKGROUND: Commission staff recommended that the Commission propose the version of Rule 25-7.0335, F.A.C., included at the bottom of this notice at the August 31, 1999, agenda conference. The Commission denied staff's recommendation, and scheduled this workshop in order to learn more about unbundling in the natural gas industry and the policy choices embodied in staff's

recommendation.

SPECIFIC AUTHORITY: 350.127(2), 366.05(1), F.S.

LAW IMPLEMENTED: 366.03, F.S.

A RULE DEVELOPMENT WORKSHOP PRESIDED BY THE COMMISSION WILL BE

HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 a.m., Wednesday, November 17, 1999

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FPSC-REGULATORY REPORTING

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade  
Way, Tallahassee, FL 32301

Interested persons may obtain a copy of the workshop agenda by  
calling Wayne Makin at (850) 413-6644 on or after Monday,  
November 1, 1999.

Any person requiring some accommodation at this workshop  
because of a physical impairment should call the Division of  
Records and Reporting at (850) 413-6770 at least 48 hours prior  
to the hearing. Any person who is hearing or speech impaired  
should contact the Florida Public Service Commission by using the  
Florida Relay Service, which can be reached at: 1-800-955-8771  
(TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE  
DEVELOPMENT IS: Wayne Makin, Division of Electric and Gas,  
Florida Public Service Commission, 2540 Shumard Oak Blvd.,  
Tallahassee, FL 32399-0862.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-7.0335 Transportation Service

(1) Each utility must offer the transportation of natural  
gas to all non-residential customers. Each utility may offer the  
transportation of natural gas to residential customers.

(2) In order to meet the objective set out in subsection  
(1), each utility must file a transportation service tariff with  
the Commission by March 31, 2000. Each tariff must include in  
its rules and regulations the utility's policy governing the  
transportation of natural gas. Each tariff must also comply with

Rule 25-7.033, F.A.C. In addition, each tariff must set out the following terms and conditions:

(a) The utility is responsible for the transportation of natural gas purchased by the customer. The utility is not responsible for providing natural gas to a customer that elects service under the transportation service tariff. If the customer's marketer, broker, or agent fails to provide the customer with natural gas, the utility may disconnect service to the customer or provide natural gas under its otherwise applicable tariff provision.

(b) For customers that engage a marketer, broker, or agent to arrange and oversee the customer's gas purchase, the utility must obtain from that customer a statement that identifies the legal name, street address, mailing address if different from street address, and phone number of the marketer, broker, or agent.

(c) At the customer's request, the utility must provide an historical monthly usage summary with sufficient detail so that the customer can calculate its Maximum Daily Transportation Quantity (MDTO). The utility may charge a cost-based fee for this summary.

(3) The utility must apply its transportation service tariff provisions in the same manner to all similarly situated affiliated and non-affiliated marketers, brokers, and agents.

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

Law Implemented: 366.03, F.S.

History: New