

## MEMORANDUM

## AUGUST 29, 2000

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (D. HART)

RE:

DOCKET NO. 001064-EI - Petition for determination of need for Hines Unit 2

Power Plant by Florida Power Corporation.

Attached is STAFF'S PRELIMINARY ISSUES in the above-referenced docket. (Number of pages - 1)

DDH/jb

cc:

Division of Safety and Electric Reliability

Division of Economic Regulation Division of Competitive Services

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## Florida Power Corporation Hines 2 Need Determination Docket No. 001064-EI

## Preliminary Issues August 28, 2000

Issue 1:	Is Florida Power Corporation an "applicant" within the meaning of the Siting Act and Section 403.519, Florida Statutes?
Issue 2:	Is the output of the proposed Hines Unit 2 fully committed for use by Florida customers who purchase electrical power at retail rates as stated by the Florida Supreme Court in <u>Tampa Electric Co., et al. v. Garcia</u> , 25 Fla. L. Weekly S294 (April 20, 2000)?
Issue 3:	Is there a need for the proposed Hines Unit 2, taking into account the need for electric system reliability and integrity, as this criterion is used in Section 403.519?
Issue 4:	Is there a need for the proposed Hines Unit 2, taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in Section 403.519?
Issue 5:	Has Florida Power Corporation met the requirements of Rule 25-22.0826, Florida Administrative Code, "Selection of Generating Capacity", by conducting a fair bid process?
Issue 6:	Is the proposed Hines Unit 2 the most cost-effective alternative available, as this criterion is used in Section 403.519?
Issue 7:	Are there any conservation measures taken by or reasonably available to Florida Power Corporation which might mitigate the need for the proposed power plant?
Issue 8:	Are there any other matters within its jurisdiction that the Commission deems relevant in determining the need for the proposed Hines Unit 2 pursuant to Section 403.519?
Issue 9:	Based on the resolution of the foregoing issues, should the Commission grant Florida Power Corporation's petition to determine the need for the proposed Hines Unit 2?
Issue 10:	Should this docket be closed?

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DOCUMENT NUMBER - DATE