

FLORIDA PUBLIC SERVICE COMMISSION

DIVISION OF APPEALS

DOCKET NO. 980561-WS

RULE NO:

RULE TITLE:

25-30.420

Establishment of Price Index, Adjustment of Rates; Requirement of Bond; Filings after Adjustment; Notice to Customer

25-30.425

Pass Through Rate Adjustment

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Volume 24, No. 24, June 12, 1998, issue of the Florida Administrative Weekly:

25-30.420 Establishment of Price Index, Adjustment of Rates; Requirement of Bond; Filings After Adjustment; Notice to Customers.

(1) The Commission shall, on or before March 31 of each year, establish a price increase or decrease index as required by section 367.081(4)(a), F.S. The Division of Records and Reporting shall

ACK _____ mail each regulated water and wastewater utility a copy of the

AFA _____ proposed agency action order establishing the index for the year

APP _____ and a copy of the application. Form PSC/WAW 15 (/), entitled

CMU _____ "Index Application", is incorporated into this rule by reference

CTR _____

EAG _____ and may be obtained from the Commission's Division of Water and

LEG _____ Wastewater. Applications for the newly established price index will

LIN _____

OPD _____ be accepted from April 1 of the year the index is established

RCH _____

SEC 1

WAS _____

WTM _____

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through March 31 of the following year.

(a) No Change.

(b) In establishing the price index, the Commission will consider cost statistics compiled by government agencies or bodies, cost data supplied by utility companies or other interested parties, and applicable wage and price guidelines, ~~or other relevant available data.~~

(2) No Change.

(3) ~~If t~~The Commission, upon its own motion, ~~may~~ implements an increase or decrease in the rates of a utility based upon the application of the index established pursuant to subsection (1) and as authorized by section 367.081(4)(a), F.S., ~~r~~The Commission ~~will~~~~may~~ require a utility to file ~~any of~~ the information required in subsection (2).

(4) No Change.

~~(5) After a rate adjustment pursuant to this rule, the Commission may require a utility to file with it such information required in Rule 25-30.436, F. A. C., that is necessary to determine whether the utility has exceeded its last authorized rate of return.~~

~~(5)(6)~~ Prior to the time a customer begins consumption at the rates established by application of the index, the utility shall notify each customer of the increase or decrease authorized and explain the reasons therefor.

~~(6)(7)~~ No utility shall file a notice of intention pursuant to

this rule unless the utility has on file with the Commission an annual report as required by Rule 25-30.110(3), F. A. C., for the test year specified in the order establishing the index for the year.

(7)~~(8)~~ No utility shall implement a rate increase pursuant to this rule within one year of the official date that it filed a rate proceeding, unless the rate proceeding has been completed or terminated.

Specific Authority 350.127(2), 367.081(4)(a), 367.121(1)(c), 367.121(1)(f), FS.

Law Implemented 367.081(4), 367.121(1)(c), 367.121(1)(g), FS.

History--New 4-5-81, Amended 9-16-82, Formerly 25-10.185, Amended 11-10-86, 6-5-91,_____.

25-30.425 Pass Through Pate Adjustment. The verified notice to the Commission of an adjustment of rates under the provisions of section 367.081(4)(b), F.S., shall be made in the following manner:

(1) - (4) No Change.

(5) In addition to (1), (2), (3), and (4) above, the utility shall also file:

(a) - (e) No Change.

(f) The rate of return on equity that the utility is affirming it will not exceed pursuant to section 367.081(4)(c), F.S.; and

(g) No Change.

(6) The amount authorized for pass through rate adjustments shall not exceed the actual cost incurred and shall not exceed the

incremental increase or decrease for the 12-month period. Foregone pass through decreases shall not be used to adjust a pass through increase below the actual cost incurred.

(7) - (8) No Change.

(9) The utility shall file an original and five copies of the verified notice and supporting documents with the Division of Water and Wastewater. The rates shall become effective 45 days after the official date of filing. ~~The official date of filing is the date the utility files a verified notice of adjustment of rates and supporting documents that satisfy the minimum filing requirements of this rule. The Director of the Division of Water and Wastewater determines whether the filing satisfies the minimum requirements.~~ The official date of filing for the verified notice to the Commission of adjustment in rates shall be at least 45 days before the new rates are implemented.

Specific Authority 350.127(2), 367.121(1)(c), 367.121(1)(f), F.S.
Law Implemented 367.081(4), 367.121(1)(c), 367.121(1)(g), F.S.
History--New 6-10-75, Amended 4-5-79, 4-5-81, 10-21-82, Formerly
25-10.179, Amended 11-10-86, 6-5-91,_____.