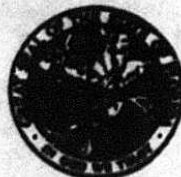


Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



DIVISION OF APPEALS  
DAVID E. SMITH  
DIRECTOR  
(850) 413-6245

# Public Service Commission

November 30, 1998

Mr. Carroll Webb  
Joint Administrative Procedures  
Committee  
120 Holland Building  
Tallahassee, Florida 32399

Re: DOCKET NO. 980275-GU - PROPOSED AMENDMENT OF RULE 25-6.0131, F.A.C, INVESTOR-OWNED ELECTRIC COMPANY REGULATORY ASSESSMENT FEES

Dear Mr. Webb:

The Commission has approved the amendment of Rule 25-6.0131 without changes, and Form PSC/ADM 68 with the change noticed in the Florida Administrative Weekly on November 13, 1998.

We plan to file the rule for adoption on December 7, 1998.

Sincerely,

Christiana T. Moore  
Associate General Counsel

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_ ADT60131.MRD
- ENCLOSURE
- CMU ~~cc:~~ Division of Records & Reporting
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER - DATE

13462 DEC-1 98

FPC-RECORDS/REPORTING

1 25-6.0131 Regulatory Assessment Fees; Investor-owned Electric  
2 Companies, Municipal Electric Utilities, Rural Electric  
3 Cooperatives.

4 (1) As applicable and as provided in s. 350.113, F.S., each  
5 company, utility, or cooperative shall remit to the Commission a  
6 fee based upon its gross operating revenue. This fee shall be  
7 referred to as a regulatory assessment fee. Regardless of the  
8 gross operating revenue of a company, a minimum annual regulatory  
9 assessment fee of \$25 shall be imposed.

10 (a) Each investor-owned electric company shall pay a  
11 regulatory assessment fee in the amount of .00072 ~~0.000033~~ of  
12 gross operating revenues derived from intrastate business,  
13 excluding sales for resale between public utilities, municipal  
14 electric utilities, and rural electric cooperatives or any  
15 combination thereof.

16 (b) Each municipal electric utility and rural electric  
17 cooperative shall pay a regulatory assessment fee in the amount  
18 of 0.00015625 of its gross operating revenues derived from  
19 intrastate business, excluding sales for resale between public  
20 utilities, municipal electric utilities, and rural cooperatives  
21 or any combination thereof.

22 (2) Regulatory assessment fees are due each January 30 for  
23 the preceding period or any part of the period from July 1 until  
24 December 31, and on July 30 for the preceding period or any part  
25 of the period from January 1 until June 30.

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~~struck-through~~ type are deletions from existing law.

1 (3) If the due date falls on a Saturday, Sunday, or a  
2 holiday, the due date is extended to the next business day. If  
3 the fees are sent by registered mail, the date of the  
4 registration is the United States Postal Service's postmark date.  
5 If the fees are sent by certified mail and the receipt is  
6 postmarked by a postal employee, the date on the receipt is the  
7 United States Postal Service's postmark date. The postmarked  
8 certified mail receipt is evidence that the fees were delivered.  
9 Regulatory assessment fees are considered paid on the date they  
10 are postmarked by the United States Postal Service or received  
11 and logged in by the Commission's Division of Administration in  
12 Tallahassee. Fees are considered timely paid if properly  
13 addressed, with sufficient postage and postmarked no later than  
14 the due date.

15 (4) Commission Form PSC/ADM 68 (01/9907/96), entitled  
16 "Investor-Owned Electric Utility Regulatory Assessment Fee  
17 Return"; Form PSC/ADM 69 (07/96), entitled "Municipal Electric  
18 Utility Regulatory Assessment Fee Return"; and Form PSC/ADM 70  
19 (07/96), entitled "Rural Electric Cooperative Regulatory  
20 Assessment Fee Return" are incorporated into this rule by  
21 reference and may be obtained from the Commission's Division of  
22 Administration. The failure of a utility to receive a return  
23 form shall not excuse the utility from its obligation to timely  
24 remit the regulatory assessment fees.

25 (5) Each company, utility, or cooperative shall have up to

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1 and including the due date in which to:

2 (a) Remit the total amount of its fee or

3 (b) Remit an amount which the company, utility, or  
4 cooperative estimates is its full fee.

5 (6) Where the company, utility, or cooperative remits less  
6 than its full fee, the remainder of the full fee shall be due on  
7 or before the 30th day from the due date and shall, where the  
8 amount remitted was less than 90 percent of the total regulatory  
9 assessment fee, include interest as provided by subsection (8) (b)  
10 of this Rule.

11 (7) A company may request from the Division of  
12 Administration a 30-day extension of its due date for payment of  
13 regulatory assessment fees or for filing its return form.

14 (a) The request for extension must be written and  
15 accompanied by a statement of good cause.

16 (b) The request for extension must be received by the  
17 Division of Administration at least two weeks before the due  
18 date.

19 (c) Where a company, utility, or cooperative receives an  
20 extension of its due date pursuant to this rule, then the entity  
21 shall remit a charge in addition to the regulatory assessment  
22 fee, as set out in s. 350.113, F.S.

23 (8) The delinquency of any amount due to the Commission  
24 from the company, utility, or cooperative pursuant to the  
25 provisions of s. 350.113, F.S. and this rule, begins with the

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1 first calendar day after any date established as the due date  
2 either by operation of this rule or by an extension pursuant to  
3 this rule.

4 (a) A penalty, as set out in s. 350.113, F.S. shall apply  
5 to any such delinquent amounts.

6 (b) Interest at the rate of 12 percent per annum shall  
7 apply to any such delinquent amounts.

8 Specific Authority: 350.127(2), F.S.

9 Law Implemented: 350.113, 366.14, F.S.

10 History: New 5/18/83, Amended 2/9/84, formerly 25-6.131, Amended  
11 6/18/86, 10/16/86, 3/7/89, 2/19/92, 07/08/96, 01/01/99.

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# Investor-Owned Electric Utility Regulatory Assessment Fee Return

## Florida Public Service Commission

(See Filing Instructions on Back of Form)

**STATUS:**

\_\_\_\_\_ Actual Return  
 \_\_\_\_\_ Estimated Return

**FIELD(1)**

**PERIOD COVERED:**

**FIELD(3)**

**FOR PSC USE ONLY**

Check# \_\_\_\_\_

\$ \_\_\_\_\_ 0602002  
 \_\_\_\_\_ 003001  
 \$ \_\_\_\_\_ P  
 \_\_\_\_\_ 0602002  
 \_\_\_\_\_ 004011  
 \$ \_\_\_\_\_ I

Postmark Date \_\_\_\_\_  
 Initials of Preparer \_\_\_\_\_

Please Complete Below If Official Mailing Address Has Changed

\_\_\_\_\_ (Name of Utility) \_\_\_\_\_ (Address) \_\_\_\_\_ (City/State) \_\_\_\_\_ (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	INTRASTATE AMOUNTS	SALES FOR RESALE & INTERSTATE AMOUNTS	TOTAL REVENUES
1.	Sales of Electricity:			
2.	Residential Sales (440)	\$ _____	\$ _____	\$ _____
3.	Commercial Sales (442)	_____	_____	_____
4.	Industrial Sales (442)	_____	_____	_____
5.	Public Street and Highway Lighting (444)	_____	_____	_____
6.	Other Sales to Public Authorities (445)	_____	_____	_____
7.	Sales to Railroads and Railways (446)	_____	_____	_____
8.	Interdepartmental Sales (448)	_____	_____	_____
9.	Total Sales to Ultimate Consumers	\$ _____	\$ _____	\$ _____
10.	Sales for Resale (447)	_____	_____	_____
11.	Total Sales of Electricity	\$ _____	\$ _____	\$ _____
12.	Provision for Rate Refunds (449.1)	_____	_____	_____
13.	Total Revenue Net of Refunds	\$ _____	\$ _____	\$ _____
14.	<b>OTHER OPERATING REVENUES:</b>			
15.	Forfeited Discounts (450)	_____	_____	_____
16.	Miscellaneous Service Revenues (451)	_____	_____	_____
17.	Sales of Water and Water Power (453)	_____	_____	_____
18.	Rent from Electric Property (454)	_____	_____	_____
19.	Interdepartmental Rents (455)	_____	_____	_____
20.	Other Electric Revenues (456)	_____	_____	_____
21.	Deferred Fuel Revenues	_____	_____	_____
22.	Deferred Conservation Revenues	_____	_____	_____
23.	Unbilled Revenues	_____	_____	_____
24.	Other	_____	_____	_____
25.	Total Other Operating Revenues	\$ _____	\$ _____	\$ _____
26.	Total Electric Operating Revenues	\$ _____	\$ _____	\$ _____
27.	Adjustments: (Specify)	_____	_____	_____
28.	_____	_____	_____	_____
29.	_____	_____	_____	_____
30.	_____	_____	_____	_____
31.	_____	_____	_____	_____
32.	_____	_____	_____	_____
33.	Total Adjustments	\$ _____	_____	_____
34.	Revenues Subject to Regulatory Assessment Fee	_____	_____	_____
35.	REGULATORY ASSESSMENT FEE RATE	_____	.00072	_____
36.	REGULATORY ASSESSMENT FEE DUE (Line 34 x Line 35)	_____	_____	_____
37.	LESS: PAYMENT FOR JAN. 1 - JUNE 30 PERIOD	( _____ )	_____	_____
38.	NET REGULATORY ASSESSMENT FEE DUE	_____	_____	_____
39.	PENALTY FOR LATE PAYMENT	_____	_____	_____
40.	INTEREST FOR LATE PAYMENT	_____	_____	_____
41.	TOTAL AMOUNT DUE	\$ _____	_____	_____

**AS PROVIDED IN SECTION 350.113, FLORIDA STATUTES, THE MINIMUM ANNUAL FEE IS \$25  
 THIS FORM MUST BE COMPLETED AND RETURNED REGARDLESS OF THE AMOUNT OF REVENUES REPORTED**

I, the undersigned owner/officer of the above-named vendor, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

\_\_\_\_\_ (Signature of Utility Official) \_\_\_\_\_ (Title) \_\_\_\_\_ (Date)

\_\_\_\_\_ (Please Print Name) Telephone Number ( ) \_\_\_\_\_ Fax Number ( ) \_\_\_\_\_

PSC/ADM-68 (Rev. 01/99) F.E.I. No. \_\_\_\_\_