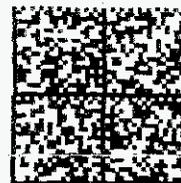


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Agenda 3/3/09 080503

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**FLORIDA PUBLIC SERVICE COMMISSION
COMMISSION CONFERENCE AGENDA**

CONFERENCE DATE AND TIME: Tuesday, October 14, 2008, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: October 3, 2008

NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (***) next to the agenda item number.

To participate informally, affected persons need only appear at the agenda conference and request the opportunity to address the Commission on an item listed on agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Rule 25-22.0021, F.A.C., concerning Agenda Conference participation and Rule 25-22.0022, F.A.C., concerning oral argument.

To obtain a copy of staff's recommendation for any item on this agenda, contact the Office of Commission Clerk at (850) 413-6770. There may be a charge for the copy. The agenda and recommendations are also accessible on the PSC Website, at <http://www.floridapsc.com>, at no charge.

Any person requiring some accommodation at this conference because of a physical impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours before the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD). Assistive Listening Devices are available in the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

Video and audio versions of the conference are available and can be accessed live on the PSC Website on the day of the Conference. The audio version is available through archive storage for up to three months after the conference.

Agenda for
Commission Conference
October 14, 2008

ITEM NO.

CASE

3**

Docket No. 080503-EI – Establishment of rule on renewable portfolio standard.

Critical Date(s): 02/01/09 (Section 366.92(3), F.S., requires the Commission to provide a rule to the Legislature by 2/1/2009.)

Rule Status: Proposed

Commissioners Assigned: All Commissioners
Prehearing Officer: Argenziano

Staff: GCL: Miller, Cibula
ECR: Hewitt
SGA: Chase, Harlow, Futrell, Trapp

Issue 1: Should the Commission propose the adoption of Rule 25-17.400, F.A.C., entitled "Florida Renewable Portfolio Standard"?

Recommendation: Yes, the Commission should propose the adoption of the rule as set forth in Attachment A of staff's memorandum dated October 2, 2008. Rule 25-17.400, F.A.C., establishes an RPS for Florida's investor-owned utilities that offers a balanced approach to encouraging the development of renewable resources in Florida, while providing sufficient ratepayer safeguards. The rule establishes reasonable initial standards that increase over time to 20 percent of each IOU's retail sales. The rule contains two primary components to protect ratepayers from high rate impacts: (1) a procedure for the Commission to review at least every five years and modify the standards, if appropriate, and (2) a cost cap based on two percent of each IOU's annual revenues from retail electric sales. The rule is consistent with the requirements of Section 366.92, F.S.

Issue 2: Should the Commission propose the adoption of Rule 25-17.410, F.A.C., entitled "Florida Renewable Energy Credit Market"?

Recommendation: Yes, the Commission should propose the adoption of the rule as set forth in Attachment A of staff's memorandum dated October 2, 2008. The rule contains appropriate procedures for the establishment and administration of a Florida REC market consistent with Section 366.92(3)(b)7, F.S.

Issue 3: Should the Commission propose the adoption of Rule 25-17.420, F.A.C., entitled "Municipal Electric Utility and Rural Electric Cooperative Renewable Energy Reporting"?

Recommendation: Yes, the Commission should propose the adoption of the rule as set forth in Attachment A of staff's memorandum dated October 2, 2008. The rule sets forth the appropriate annual reporting requirements for each municipal and cooperative electric utility as required by Section 366.92(5), F.S. The information contained in this annual report will facilitate the Commission's efforts to track municipal and cooperative policies regarding renewable energy and energy efficiency, as well as any resulting increase in statewide renewable resources in Florida.