

BEFORE THE PUBLIC SERVICE COMMISSION

In Re: Proposed Amendment of Rule 25-30.025, 25-30.4345, 25-30.445, 25-30.446, 25-30.455, 25-30.456, and 25-30.565, F.A.C., Related to Water and Wastewater Utilities.

Docket No.: 20210122-WS

Filed: November 3, 2021

CITIZENS' PETITION FOR A HEARING ON PROPOSED RULE 25-30.445

Pursuant to section 120.54(3)(c), Florida Statutes (2021), the Citizens of the State of Florida ("Citizens"), through the Office of Public Counsel ("OPC") file this request for a hearing on proposed rule 25-30.445, Florida Administrative Code ("F.A.C."), as contained in the Order PSC-2021-0391-NOR-WS, issued on October 14, 2021. In support of this request, the Citizens state as follows:

1. On October 12, 2021, at its regularly scheduled agenda meeting, the Florida Public Service Commission ("Commission") considered and adopted the above-styled proposed rules after hearing comments from its Staff, OPC, and a utility.
2. During this consideration, OPC asked the Commission to deny a change to section (6)(a) of proposed rule 25-30.445, F.A.C., or, alternatively, to limit the scope of the change.
3. The Commission denied OPC's request and adopted the proposed rule.
4. On October 14, 2021, the Commission issued its Notice of Proposed Rule in accordance with section 120.54(3)(a), Florida Statutes (2021).
5. Citizens object to proposed rule 25-30.445, F.A.C., and request a public hearing in order to provide evidence and argument on this issue so that the Commission can consider revising the proposed rule.
6. Citizens propose that the Commission substitute the language in section 6(a) with the proposed language in Attachment A.

Respectfully Submitted,

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Public Counsel's Suggested Change to Proposed Rule 25-30.445(6)(a):

(6) A limited proceeding will not be allowed if: ~~In evaluating whether the utility's request is improper for a limited proceeding, the Commission will consider factors such as:~~

(a) ~~Whether~~ The utility's filing includes more than 4 separate projects for which recovery is sought unless the utility is eligible for staff-assistance pursuant to Section 367.0814, Fla. Stat. Utilities eligible for staff assistance pursuant to Section 367.0814, Fla. Stat. shall be limited to 6 separate projects under this section. ~~and the requested rate increase exceeds 30 percent.~~

Corresponding adjustments for a given project are not subject to the above limitation;

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail to the following parties on this 3rd day of November, 2021.

Kathryn Cowdery
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/s/ Mary A. Wessling
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