

NOTICE OF PROPOSED RULE DEVELOPMENT

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 960725-GU

RULE TITLE:

RULE NO.:

Transportation Service

25-7.0335

PURPOSE AND EFFECT: To require all investor-owned natural gas utilities to file a tariff that offers the transportation of natural gas to all non-residential customers. The rule also sets out the terms and conditions that must be included in the transportation service tariff. The rule also provides that natural gas utilities may offer transportation service to residential customers.

SUBJECT AREA TO BE ADDRESSED: The unbundling of natural gas and the provision of transportation services by natural gas utilities.

SPECIFIC AUTHORITY: 350.127(2), 366.05(1), F.S.

LAW IMPLEMENTED: 366.03, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

ACK _____ TIME AND DATE: 9:30 a.m., Wednesday, March 24, 1999.

AFA _____
APP _____ PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade
CAF _____ Way, Tallahassee, FL 32301.

CMU _____
CTR _____ THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF
EAG _____ THE DATE OF THIS NOTICE TO THE COMMISSION'S DIVISION OF RECORDS AND
LEG _____ REPORTING, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850.

LIN _____
GPC _____ Any person requiring some accommodation at this workshop

RCH _____

SEC 1 _____

WAS _____

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FSSC-RECORDS/REPORTING

because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Wayne Makin, Division of Electric and Gas, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-7.0335 Transportation Service

(1) Each utility must offer the transportation of natural gas to all non-residential customers. Each utility may offer the transportation of natural gas to residential customers.

(2) In order to meet the objective set out in subsection (1), each utility must file a transportation service tariff with the Commission by December 31, 1999. Each tariff must include in its rules and regulations the utility's policy governing the transportation of natural gas. Each tariff must also comply with Rule 25-7.033, F.A.C. In addition, each tariff must set out the following terms and conditions:

(a) The utility is responsible for the transportation of natural gas purchased by the customer. The utility is not responsible for providing natural gas to a customer that elects service under the transportation service tariff. If the customer's marketer, broker, or agent fails to provide the customer with natural gas, the utility may disconnect service to the customer or

provide natural gas under its otherwise applicable tariff provision.

(b) For customers that engage a marketer, broker, or agent to arrange and oversee the customer's gas purchase, the utility must obtain from that customer a notarized statement that identifies the legal name, address, and phone number of the marketer, broker, or agent.

(c) At the customer's request, the utility must provide an historical monthly usage summary with sufficient detail so that the customer can calculate its Maximum Daily Transportation Quantity (MDTQ). The utility may charge a cost-based fee for this summary.

(3) The utility must apply its transportation service tariff provisions in the same manner to all similarly situated affiliated and non-affiliated marketers, brokers, and agents.

Specific Authority: 350.127(2), 366.05(1), F.S.

Law Implemented: 366.03, F.S.

History: New _____.