

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF DEVELOPMENT OF RULEMAKING

TO

ALL INTERESTED PERSONS

UNDOCKETED

IN RE: Proposed Repeal of Rule 25-17.006, Florida Administrative Code,  
Electric Utility System Conservation End Use Data

ISSUED: May 21, 2013

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission staff has initiated rulemaking to repeal Rule 25-17.006, Florida Administrative Code (F.A.C.), to eliminate the obsolete and duplicative requirement of electric utilities' filing information specified in Rule 25-17.006, F.A.C., with the Commission, because the information is available to the Commission from other sources, including the Commission's demand-side management goal-setting process, utility residential and onsite customer energy audits, and governmental sources.

The attached Notice of Development of Rulemaking appeared in the May 21, 2013, edition of the Florida Administrative Register. If requested in writing and not deemed unnecessary by the agency head, a rule development workshop will be scheduled and noticed in the next available Florida Administrative Register. Written requests for a rule development workshop must be submitted to Kathryn G.W. Cowdery, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0850, (850) 413-6216, [kcowdery@psc.state.fl.us](mailto:kcowdery@psc.state.fl.us), by June 11, 2013. A copy of the preliminary draft rule is attached.

FPSC

DOCUMENT NUMBER-DATE


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NOTICE OF DEVELOPMENT OF RULEMAKING  
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PAGE 2

By DIRECTION of the Florida Public Service Commission this 21st day of May, 2013.

By:



Dorothy E. Menasco  
Commission Deputy Clerk II  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
[www.floridapsc.com](http://www.floridapsc.com)

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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NOTICE OF DEVELOPMENT OF RULEMAKING  
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PAGE 3

Notice of Development of Rulemaking

**PUBLIC SERVICE COMMISSION**

RULE NO.:      RULE TITLE:

25-17.006      Electric Utility System Conservation End Use Data

**PURPOSE AND EFFECT:** This rule requiring submission of certain information to be used in establishing energy conservation goals is to be repealed as duplicative and obsolete because the information is available to the Commission from other sources, including the Commission's demand-side management goal-setting process, utility residential and on-site customer energy audits, and governmental sources.

Undocketed.

**SUBJECT AREA TO BE ADDRESSED:** Electric Utility Conservation End Use Data.

**RULEMAKING AUTHORITY:** 350.127(2), 366.05(1) FS.

**LAW IMPLEMENTED:** 366.05(1), 366.82 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kathryn G.W. Cowdery, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6216, [kcowdery@psc.state.fl.us](mailto:kcowdery@psc.state.fl.us)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

1 ~~25-17.006 Electric Utility System Conservation End Use Data.~~

2 (1) ~~PURPOSE:~~ The purpose of this rule is to provide for the periodic submission of certain  
3 conservation information and other related information to the Commission. Applications of  
4 this rule include:

5 (a) ~~Gathering information to review and revise conservation goals pursuant to Rule 25-~~  
6 ~~17.0021, F.A.C.;~~

7 (b) ~~Gathering information to estimate the potential kilowatt hour (KWH) and kilowatt demand~~  
8 ~~(KW) savings achievable through various conservation measures and conservation~~  
9 ~~technologies; and~~

10 (c) ~~Gathering information to enable the Commission to analyze conservation alternatives to~~  
11 ~~mitigate the need to construct new power plants in Florida.~~

12 (2) ~~APPLICABILITY:~~ This rule shall apply to all electric utilities that fall under the definition  
13 of "utility" in Section 366.82(1), F.S.

14 (3) ~~SURVEY YEAR:~~ In order to accomplish the purpose of this rule, starting with calendar  
15 year 1998 and every four years thereafter, 1,350 residential customer accounts throughout  
16 Florida shall be surveyed to collect information on appliance stock, housing characteristics,  
17 household demographic characteristics, and twelve months of kilowatt hour billing history.

18 (4) ~~METHODOLOGY:~~ For the purposes of obtaining the data described in subsection (3),  
19 each utility shall interview its proportionate share of residential customers to yield a total of  
20 1,350 usable, complete observations for the state.

21 (a) ~~By November 1st prior to the survey year each utility shall provide to the Director of the~~  
22 ~~Division of Economic Regulation its total number of residential customers of record as of June~~  
23 ~~30th prior to the survey year.~~

24 (b) ~~By January 15 of the survey year the Director of the Division of Economic Regulation~~  
25 ~~shall allocate the number of customer accounts for which each utility must conduct a field~~

CODING: Words underlined are additions; words in ~~struck through~~ type are deletions from existing law.

- 1 ~~interview based on the information submitted pursuant to paragraph (4)(a).~~
- 2 ~~(5) By January 15th of the survey year, the Commission shall prescribe the survey instrument~~  
3 ~~each utility must use to gather the information on appliance stocks, housing characteristics,~~  
4 ~~household demographic characteristics, and twelve months of KWH billing history. Nothing~~  
5 ~~in this paragraph shall be construed to prohibit an electric utility from adding additional~~  
6 ~~questions to its own survey.~~
- 7 ~~(6) Each utility shall draw a random sample of residential customers who meet the following~~  
8 ~~requirements:~~
- 9 ~~(a) Customers must be customers of record as of July 1st of the survey year.~~
- 10 ~~(b) Customers must have been continuously billed during each month of the 12-month period~~  
11 ~~starting July 1st of the year prior to the survey year.~~
- 12 ~~(c) Seasonal customers billed in accordance with paragraph (6)(b) may be counted toward the~~  
13 ~~required number of sample customers.~~
- 14 ~~(d) Each utility shall make at least four attempts to arrange a survey interview with each~~  
15 ~~customer drawn from its random sample of customer accounts. Each utility must make~~  
16 ~~attempts to arrange survey interviews during evenings and weekends. Evening and weekend~~  
17 ~~field interviews shall be conducted for those customers normally not available during~~  
18 ~~weekdays from 8:00 a.m. to 5:00 p.m. Only after four attempts to arrange an interview have~~  
19 ~~been made shall another customer be drawn at random from the utility's list of customers.~~
- 20 ~~(7) RESULTS: Each utility shall report the survey information and billing history on each~~  
21 ~~individual respondent to the Commission on or before December 1st of the calendar year in~~  
22 ~~which the survey is conducted. This information shall be reported such that no individual~~  
23 ~~customer's identity can be determined. The information reporting format shall be prescribed~~  
24 ~~by the Director of the Division of Economic Regulation prior to April 1st of the survey year.~~  
25 ~~The medium for reporting the information shall be a three and one-half inch computer diskette~~

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1 ~~using an ASCII delimited database structure unless another medium is approved in writing by~~  
2 ~~the Director of the Division of Economic Regulation.~~  
3 *Specific Authority ~~350.127(2), 366.05(1) FS. Law Implemented 366.05(1), 366.82 FS.~~*  
4 *History ~~New 6-14-82, Amended 1-20-85, Formerly 25-17.06, Amended 9-7-87, 5-10-93, 3-7-~~*  
5 *~~94, 3-17-98, Repealed \_\_\_\_\_.~~*  
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