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**STEVE CRISAFULLI**  
*Speaker of the House of Representatives*

June 19, 2015

Carlotta S. Stauffer, Director  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RE: Docket No. 150000

IN RE: PROPOSED ADOPTION OF RULES 25-30.029 AND 25-30.038 AND  
AMENDMENT OF RULES 25-30.030, 25-30.032, 25-30.033, 25-30.034, 25-30.035, 25-30.036,  
25-30.037, 25-30.039, AND 25-30.090, FLORIDA ADMINISTRATIVE CODE

Dear Ms. Stauffer:

Please find attached Comments to the Noticed Request for Statement of Estimated Regulatory Costs (SERC) of the Office of Public Counsel related to the, proposed changes to the Rules 25-30.30, 25-30.33, 25-30.34, 25-30.035, 25-30.036, 25-30.037, 25-30.039, and 25-30.090, Florida Administrative Code. If you have any question, please do not hesitate to contact me.

A handwritten signature in blue ink, appearing to read "Patricia A. Christensen".

Patricia A. Christensen  
Associate Public Counsel

PAC:pd

cc:

Office of General Counsel (Rosanne Gervasi via email)  
Office of Commission Clerk  
Troy Rendell (via email)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: PROPOSED ADOPTION OF RULES 25-30.029 AND 25-30.038 AND AMENDMENT OF RULES 25-30.030, 25-30.032, 25-30.033, 25-30.034, 25-30.035, 25-30.036, 25-30.037, 25-30.039, AND 25-30.090, FLORIDA ADMINISTRATIVE CODE	FILED: UNDOCKETED DATE: JUNE 19, 2015
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COMMENTS TO THE NOTICED REQUEST FOR STATEMENT OF ESTIMATED REGULATORY COSTS (SERC)

A Staff Workshop was held October 21, 2014, which proposed changes to the Rules 25-30.30, 25-30.33, 25-30.34, 25-30.035, 25-30.036, 25-30.037, 25-30.039, and 25-30.090, Florida Administrative Code. On November 4, 2014, Office of Public Counsel (OPC) filed comments to the proposed revisions that included OPC's suggested changes. Recently, Commission staff issued data request to water and wastewater utilities to complete its SERC on revised rules which included changes subsequent to the October 21, 2014 workshop. Having reviewed these revisions, OPC has one additional comment. OPC believes that the addition of the word "person" is necessary to be consistent and to fully meet the intention of the rule revision. The additional language is in red font and reads as follows:

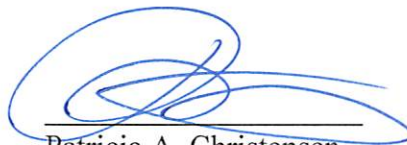
Rule 25-30.33, Application for Original Certificate of Authorization and Initial Rates and Charges, Section (1)(h) currently states:

~~(h)(e) To demonstrate A statement showing the necessary financial and technical ability of the applicant to provide service to the proposed service area, the applicant shall provide: and the need for service in the proposed area. The statement shall identify any other utilities within the area proposed to be served that could potentially provide service, and the steps the applicant took to ascertain whether such other service is available;~~

1. A detailed financial statement (balance sheet and income statement), audited if available, of the financial condition of the applicant, which shows all assets and liabilities of every kind and character. The financial statements shall be for the preceding calendar or fiscal year. The financial statement shall be prepared in accordance with Rule 25-30.115, F.A.C. If available, a statement of the sources and uses of funds shall also be provided;

2. A list of all **persons and** entities, including affiliates, upon which the applicant is relying to provide funding to the utility and an explanation of the manner and amount of such funding. The list need not include any person or entity holding less than 5 percent ownership interest in the utility. The applicant shall provide copies of any financial agreements between the listed **persons and** entities and the utility and proof of the listed **persons' and** entities' ability to provide funding, such as financial statements;

OPC believes that Rules 25.30-034 and 25.30.037, Florida Administrative Code, contain the same language. Thus, similar additional language would need to be added to those rules for consistency and to fully implement the intention of the rule revision. OPC believes that this additional language will have no or de minimus economic impact.



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