

FLORIDA PUBLIC SERVICE COMMISSION

Item 4

VOTE SHEET

April 2, 2019

FILED 4/2/2019  
DOCUMENT NO. 03451-2019  
FPSC - COMMISSION CLERK

Docket No. 20190040-EQ – Petition for declaratory statement regarding leasing of residential solar equipment, by IGS Solar, LLC.

**Issue 1:** Should the Commission grant IGS Solar’s Petition for Declaratory Statement?

**Recommendation:** Yes. Based on the facts presented by IGS Solar, the Commission should grant IGS Solar’s Petition and declare: (1) IGS Solar’s proposed residential solar equipment lease, as described in its Petition, will not be deemed to constitute the sale of electricity; (2) IGS Solar will not be deemed a public utility under Florida law by virtue of leasing its residential solar equipment to residential consumer-lessees in Florida as described in its Petition; (3) Florida customer-lessees who enter into IGS Solar’s proposed residential solar equipment lease, as described in its Petition, will not be subject to the jurisdiction of, or regulation by, the Commission; and (4) Customer-lessees will be allowed to become net metering customers if the customer-lessees meet the requirements of Rule 25-6.065, F.A.C. The Commission should also state that its declaration is limited to the facts described in IGS Solar’s Petition and would not apply to different, alternative facts.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

*Paul Dale Fry*  
*DJ Pol*  
*AK*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

REMARKS/DISSENTING COMMENTS:

Vote Sheet  
April 2, 2019

Item 4

**Docket No. 20190040-EQ** – Petition for declaratory statement regarding leasing of residential solar equipment, by IGS Solar, LLC.

(Continued from previous page)

**Issue 2:** Should this docket be closed?

**Recommendation:** Yes, if the Commission votes to either grant or deny the Petition for Declaratory Statement, the docket should be closed.

**APPROVED**