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Public Service Commission

June 16, 2025

Ms. Alexandra Leijon
Administrative Code and Register Director
Office of General Counsel
Florida Department of State
Room 701, The Capitol
Tallahassee, FL 32399-0250

VIA EMAIL
AdministrativeCode@dos.fl.gov

Re: Technical Changes to Rule 25-9.006 Size and Form or Tariffs, Rule 25-9.007 Gas – Electric – Water – Wastewater Utility Tariffs, Rule 25-9.022 Table of Contents, Rule 25-9.023 Descriptions of Territory Served, Rule 25-9.024 Miscellaneous, Rule 25-9.025 Technical Terms and Abbreviations, Rule 25-9.026 Index of Rules and Regulations, Rule 25-9.028 List of Communities Served, Rule 25-9.031 Gas – Electric – Water – Wastewater Utility Rate Schedules, Rule 25-9.034, Contracts and Agreements, Rule 25-9.044 Change of Ownership, and Rule 25-9.045 Withdrawal of Tariffs

Dear Ms. Leijon:

Please make the following technical changes to Rules 25-9.006, 25-9.007, 25-9.022, 25-9.023, 25-9.024, 25-9.025, 25-9.026, 25-9.028, 25-9.031, 25-9.034, 25-9.044, and 25-9.045, F.A.C., all of which are reflected in the attached versions of the rules:

Rule 25-9.006, F.A.C., *Law Implemented*: 366.05(1), 367.091, 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.007, F.A.C., *Law Implemented*: 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.022, F.A.C., *Law Implemented*: 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.023, F.A.C., *Law Implemented*: 364.04, 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.024, F.A.C., *Law Implemented*: 364.04, 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.025, F.A.C., *Law Implemented*: 364.04, 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.026, F.A.C., *Law Implemented*: 364.04, 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.028, F.A.C., *Law Implemented*: 366.05(1), 367.121, ~~367.041(2)~~, 367.171(1)
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.031, F.A.C., *Law Implemented*: 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.034, F.A.C., *Law Implemented*: 366.05(1), 367.121 ~~367.041(2)~~
This technical change is to remove citation to a statute that has been repealed and to add a statute that is being implemented.

Rule 25-9.044, F.A.C., *Rulemaking Authority*: 350.127(2), ~~364.335~~, 366.05, 367.121, 367.1214, 368.05
This technical change is to correct the rulemaking authority for this rule.

Rule 25-9.044, F.A.C., *Law Implemented*: ~~364.04~~, 350.011, 366.04, 367.081, 367.121, 368.105
This technical change is to correct a typographical error (364.04 instead of 366.04) and to add statutes that are being implemented.

Rule 25-9.045, F.A.C., *Rulemaking Authority*: 364.20, 366.05, 367.121, 368.05
This technical change is to correct the rulemaking authority for this rule.

Rule 25-9.045, F.A.C., *Law Implemented*: ~~364.05~~, 366.04, 366.06, 367.081, 367.121, 368.105
This technical change is to correct the list of statutes implemented for this rule.

Ms. Alex Leijon
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The need for these technical changes was discovered during our review of our regulatory plan. Please let me know if you have any questions. You may reach me at (850) 413-6630 or at Susan.Sapoznikoff@psc.state.fl.us.

Sincerely,

/s/ Susan Sapoznikoff

Susan Sapoznikoff
Senior Attorney

Enclosures

cc: Office of Commission Clerk

25-9.006 Size and Form of Tariffs.

(1) All tariffs filed under these rules shall be submitted in loose leaf form on 8 1/2" x 11" sheets, printed, typewritten, mimeographed or produced by similar process on a good grade of bond paper of durable quality, using one side of the paper only. All copies must be clear and legible and sufficient margin shall be so allowed on each sheet for a left-hand binding edge so that when the rate book is open all printed matter will be in view.

(2) The Commission does not furnish blank forms for rate schedules nor binders for rate books. The utility shall supply durable binders for this purpose.

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.091, 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Repromulgated 10-22-75, Formerly 25-9.06.

25-9.007 Gas - Electric - Water - Wastewater Utility Tariffs.

Tariffs for gas, electric, water and wastewater utilities shall consist, where applicable, of the following sections in the order named:

| | Ref. Rule No. |
|---|---------------------|
| (1) Front cover | 25-9.020 |
| (2) Title page | 25-9.021 |
| (3) Table of contents | 25-9.022 |
| (4) General description of the territory served | 25-9.023 |
| (5) Miscellaneous | 25-9.024 |
| (6) Technical terms and abbreviations | 25-9.025 |
| (7) Index of rules and regulations | 25-9.026 |
| (8) Rules and regulations | 25-9.027 |
| (9) List of communities served | 25-9.028 |
| (10) Index of rate schedules | 25-9.029 |
| (11) Rate schedules | 25-9.030 & 25-9.031 |
| (12) Index of standard forms | 25-9.033 |
| (13) Standard forms | 25-9.033 |
| (14) Contracts and agreements | 25-9.034 |
| (15) Back cover | |

Rulemaking Authority 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Repromulgated 10-22-75, Formerly 25-9.07.

25-9.022 Table of Contents.

(1) In rate books of less than thirty (30) sheets, the table of contents may serve as a detailed subject index for the entire volume or for all sections the size of which does not require an individual index.

(2) In the larger rate books the major sections will be individually indexed in accordance with Rule 25-9.007, F.A.C. In these larger rate books the table of contents will serve as an index or guide to the separate sections as set out in Rule 25-9.007, F.A.C.

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Formerly 25-9.22, Amended 1-25-09.

25-9.023 Description of Territory Served.

(1) A brief, general description and/or map (8 1/2" x 11" inches) of the territory served by the utility shall be provided in this section.

(2) Where the brevity of the description permits, this data may be placed on the title page (Rule 25-9.021, F.A.C., above) in which case this section may be omitted.

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 364.04, 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Formerly 25-9.23.

25-9.024 Miscellaneous.

There should be placed in this section any information or data of a general nature which the utility believes pertinent or informative and which does not belong under any of the specified captioned sections.

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 364.04, 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Formerly 25-9.24.

25-9.025 Technical Terms and Abbreviations.

This section shall contain full and concise information as to the meaning of all technical and special terms and abbreviations and of all reference marks used in the regulations or rate schedules.

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 364.04, 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Formerly 25-9.25.

25-9.026 Index of Rules and Regulations.

There shall be set forth in this section a detailed index of the utility's rules and regulations to facilitate ready reference to any particular rule.

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 364.04, 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 1-8-75, Formerly 25-9.26.

25-9.028 List of Communities Served.

(1) This section shall list each community served and indicate for each the rate schedules available to customers located therein.

(2) If the operations of the utility are confined to a singularly small area and/or if the utility's rate schedules are uniform with respect to the communities served (i.e., the same rates are available throughout the territory), this section may be omitted provided the "Description of Territory Served" (Rule 25-9.023, F.A.C.) is complete and each rate schedule clearly states that it is available throughout the utility's entire territory.

Rulemaking Authority 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.121, ~~367.041(2)~~, 367.171(1) FS. History—New 1-8-75, Formerly 25-9.28.

25-9.031 Electric – Gas – Water – Wastewater Utility Rate Schedules.

(1) The sequence of arrangement for rate schedules shall be as follows:

- (a) Rate schedules of general applicability.
- (b) Rate schedules for residential (domestic) service.
- (c) Rate schedules for rural service.
- (d) Rate schedules for commercial service.

(e) Rate schedules for industrial service.

(f) Rate schedules for municipal service.

(g) Rate schedules for miscellaneous or special services.

(2) Only one rate schedule shall be placed on a single sheet.

(3) The following information, as applicable, shall be shown in connection with every rate schedule:

(a) Identification of schedules. In any tariff in which a number of schedules are shown applicable to various uses, each schedule shall be identified by a letter or letters and/or a number. The letters used for schedule designation shall be indicative of the class of service to which the schedule is applicable; e.g., G or GS for General Service; R or RS for Residential, etc.

(b) Availability. The availability clause shall define the areas or communities in which the rate schedule is effective. Where schedules are available in a large number of communities, the list of communities and available rate schedules required by Rule 25-9.029, F.A.C., shall be complete and accurate, in which case the availability of a rate schedule may be indicated by reference to such indexed list. (Example: Available within the corporate limits of ____, or See Sheet No. ____ for availability.)

(c) Applicability. The applicability clause shall define the class of customer or type of use to which the rate schedule applies.

(d) Character of service.

1. If not continuous, then state whether limited standby, off-peak, or what.

2. The current characteristics for electric service shall be stated and the heating value of gas service, unless shown elsewhere in the rate book, for the entire territory served.

(e) Limitations of service. Any limitations or restrictions applicable to service under the particular rate schedule should be clearly stated.

(f) Rate or rates.

(g) Minimum charge. Here state clearly the minimum charge and the period which it covers. If there is no minimum charge, so state.

(h) Terms of payment. Where the rate or rates are subject to discount or penalty, this clause shall state the conditions governing such provision.

(i) Billing adjustment. Where the rates are subject to the application of adjustment clauses such as fuel, purchase, commodity, or tax clauses, the provisions governing such application shall be clearly stated. Where any given clause is applicable to all or many of the rates employed, such clause may be set forth on separate sheets, together with an index of the rates to which it applies, in which case each rate schedule may make reference to such sheet and index.

(j) Demand charges. Where a demand component is used in the rate structure, there shall be set forth a clause defining the method of determination of demand.

(k) Term of service. If the rate shown is subject to usage over any specified minimum period, that fact should be stated.

(l) Additional clauses. Any other clauses which modify or have application to the rate set forth, such as primary voltage discount, power factor clause, etc., should be included, where applicable.

(m) Miscellaneous. Any special rules, regulations, provisions or privileges which the utility may require or permit.

Rulemaking Authority 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.121 ~~367.041~~(2) FS. History—New 1-8-75, Formerly 25-9.31.

25-9.034 Contracts and Agreements.

(1) Wherever a special contract is entered into by a utility for the sale of its product or services in a manner or subject to the provisions not specifically covered by its filed regulations and standard approved rate schedules, such contract must be approved by the Commission prior to its execution. Accompanying each contract shall be completed and detailed justification for the deviation from the utility's filed regulations and standard approved rate schedules. If such special contracts are approved by the Commission, a conformed copy of the contract shall be placed on file with the Commission before its effective date.

The provisions of this rule shall not apply to contracts or agreements governing the sale or interchange of commodity or product by or between a public utility and a municipality or R. E. A. cooperative, but shall otherwise have application.

(2) Each utility shall make provision to file with the Commission a conformed copy of all such special contracts which are currently in effect and which have not been previously filed.

(3) If the number and size of such special contracts warrant, they may be placed in a separate binder.

Rulemaking Authority 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.121 ~~367.041(2)~~ FS. History—New 6-27-73, Repromulgated 1-8-75, Formerly 25-9.34.

25-9.044 Change of Ownership.

(1) In case of change of ownership or control of a utility which places the operation under a different or new utility, or when its name is changed, the company which will thereafter operate the utility business must adopt and use the rates, classifications and regulations of the former operating company (unless authorized to change by the Commission), and shall, within ten (10) days, issue and file a notice adopting, ratifying, and making its own all rates, rules, classifications and regulations of the former operating utility on file with the Commission and effective at the time of such change of ownership or control.

(2) New utility. Within thirty (30) days after the filing of such adoption notice by a public utility which then had no tariff on file with the Commission, said utility shall issue and file in its own name the tariff of the predecessor utility then in effect and adopted by it, or make application to the Commission for such other tariff as it may propose to put into effect in lieu thereof.

(3) Utility already in business. Within thirty (30) days after the filing of such adoption notice by a public utility which then had a tariff on file with the Commission, said utility shall issue and file in its own name rate schedules and regulations on additional or revised sheets of its existing tariff, or by a complete reissue of its existing tariff, which shall set out the rates and regulations of the predecessor utility then in effect and adopted by it, or make application to the Commission for such other rates and regulations as it may propose to put into effect in lieu thereof.

Rulemaking Authority 350.127(2), ~~364.335~~, 366.05, 367.121, 367.1214, 368.05 FS. Law Implemented ~~364.04~~, 350.011, 366.04, 367.081, 367.121, 368.105 FS. History—New 1-8-75, Formerly 25-9.44.

25-9.045 Withdrawal of Tariffs.

Every public utility desiring to withdraw or cancel any tariff or any provision of a tariff which is considered no longer effective or necessary shall file with the Commission an informal application setting forth its reasons for desiring to withdraw or cancel such tariff or tariff provision, and requesting permission to withdraw same.

Rulemaking Authority 364.20, 366.05, 367.121, 368.05 FS. Law Implemented ~~364.05~~, 366.04, 366.06, 367.081, 367.121, 368.105 FS. History—New 1-8-75, Formerly 25-9.45.

Janet Cayson

Subject: FW: Technical Changes to 25-9 rules

From: Administrative Code <AdministrativeCode@dos.fl.gov>

Sent: Monday, June 16, 2025 10:18 AM

To: Susan Sapoznikoff <SSapozni@psc.state.fl.us>; Administrative Code <AdministrativeCode@dos.fl.gov>

Subject: RE: Technical Changes to 25-9 rules

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning,

This request has been completed.

Best,

Alexandra Leijon

Administrative Code and Register Director

Office of General Counsel

Department of State

Room 701I The Capitol | Tallahassee, FL

P: (850)245-6208

Alexandra.Leijon@dos.fl.gov

From: Susan Sapoznikoff <SSapozni@psc.state.fl.us>

Sent: Monday, June 16, 2025 8:44 AM

To: Administrative Code <AdministrativeCode@dos.fl.gov>

Subject: Technical Changes to 25-9 rules

EMAIL RECEIVED FROM EXTERNAL SOURCE

The attachments/links in this message have been scanned by Proofpoint.

Good morning, Ms. Leijon:

I have attached the Commission's technical changes to rules in 25-9, F.A.C.

I have attached the texts of the rules in Word format due to the number of rules involved.

Please contact me with any questions or concerns.

With best regards,

Suzie