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THE FLORIDA LEGISLATURE
**JOINT ADMINISTRATIVE
PROCEDURES COMMITTEE**

September 19, 2006

Mr. Larry Harris
Associate General Counsel
Public Service Commission
Capital Circle Office Center
2540 Shumard Oak Boulevard
Tallahassee, Florida 23299-0850

Re: Public Service Commission Rule Chapter 25-6

Dear Mr. Harris:

I have completed a review of Chapter 25-6 and as we discussed, prepared the following comments for your consideration and response.

25-6.034

(4): A rule can not cite to an "applicable edition" of a document unless that document has been incorporated by reference.

(4)(b): Likewise, the "applicable edition" of the document would need to be incorporated by reference in order to be effective under the rule.

(5) and (6): The phrase "to the extent reasonably practical, feasible, and cost effective" is vague and should be explained.

25-6.0341

The phrase "to the extent reasonably practical, feasible, and cost effective" is vague and should be explained.

25-6.0342

(1): The "applicable edition" of the National Electric Safety Code (ANSI C-2) should be incorporated by reference.

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25-6.0343

(1)(d), (1)(d)2. and (3)(a): A rule can not cite to an “applicable edition” of a document unless that document has been incorporated by reference.

(1)(d)1.: It is not necessary to incorporate by reference a document which has already been incorporated in rule 25-6.034(4).

(1)(e) and (1)(f): The phrase “to the extent reasonably practical, feasible, and cost effective” is vague and should be explained.

(2): The phrase “to the extent practical, feasible, and cost effective” is vague and should be explained.

I am available at your convenience to discuss the foregoing comments.

Sincerely,



John Rosner
Chief Attorney