

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Miller offered the following:

Amendment (with title amendment)

remove from the bill: Everything after the enacting clause
and insert in lieu thereof:

Section 1. Each residential electric utility customer account of an "electric utility" as defined in s. 366.02(2), Florida Statutes, receiving active, residential electric utility service on May 1, 1998, shall be provided with a \$25 credit, or an amount for which funds are equally available from the General Revenue Fund, on their electric utility service account in August of 1998. The method for the award of this credit shall be as follows:

a) Each electric utility shall file with the Florida Public Service Commission by June 1, 1998 certification of the total number of residential electric utility accounts receiving active service on May 1, 1998.

b) Upon receipt of the certification of the total number of residential electric utility accounts from the utilities, the Commission shall calculate the amount of funds

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1 necessary for each electric utility to accomplish the
2 provision of this section by multiplying the number of
3 residential accounts active on May 1, 1998 by \$25.

4 c) The Commission shall produce a list of the
5 utilities detailing the calculated amount of funds necessary
6 to provide the \$25 credit and certify this list to the
7 Comptroller of the State of Florida, the President of the
8 Senate, and the Speaker of the House of Representatives by
9 June 15, 1998. Upon any specific request of the Comptroller,
10 the President of the Senate, or the Speaker of the House of
11 Representatives, the Public Service Commission shall have the
12 authority to audit the total number of residential electric
13 utility accounts as filed pursuant to subsection (b) of this
14 act.

15 d) The Comptroller shall distribute funds to each
16 individual electric utility based on the list submitted by
17 the Commission on or before July 1, 1998. The Comptroller
18 shall make appropriate adjustments as funds are available to
19 ensure an equal credit to each specified electric utility
20 customer as provided by this section.

21 e) The Florida Public Service Commission shall direct
22 each electric utility to provide the credit on the electric
23 service account of the eligible residential electric service
24 customers on August 1, 1998 as provided by this section,
25 without exception. The Commission shall develop the
26 appropriate language describing the credit on the bill and
27 notifying customers of the credit application process making
28 every effort to neutralize costs to the utilities. Credits
29 shall be reflected on the bills rendered by the utility
30 starting on August 1, 1998 for the applicable customer
31 accounts as they are subsequently billed according to the

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1 utility's standard billing cycles, said credits being applied
2 to the bills up to the total amount owed each month for
3 electric service. When bills for electric service do not have
4 sufficient electric service amounts owed to utilize the entire
5 amount of the credit, the remaining credit will be carried on
6 the account for subsequent months billing until the total
7 credit has been utilized or until October 31, 1998. Any
8 customer receiving service on May 1, 1998 that is no longer
9 receiving electric service from the electric utility on August
10 1, 1998, shall have the credit reflected on their prior
11 account until such time as the utility determines that such
12 customer has not requested or renewed service service from the
13 utility between August 1, 1998 and October 31, 1998. All
14 undistributed credits which have not been distributed for
15 whatever reason, shall be accounted for by the utility and
16 returned to the Comptroller of the State of Florida before
17 December 1, 1998. All disputes related to the distribution or
18 the amount of the credit shall be resolved by the Florida
19 Public Service Commission.

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21 It is the intent of the Legislature that this one-time credit
22 not require any increase or decrease in current utility rates
23 as established at the effective date of this section. Prior to
24 the application of this credit, amounts owed by each customer
25 shall be calculated without regard to the existence of the
26 credit. As a result, the amounts due from each customer,
27 including but not limited to rates, state, and local taxes,
28 franchise fees, and any other applicable charges, shall not be
29 affected by the existence of this credit.

30 Section 2. This act shall take effect upon becoming
31 law.

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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 remove from the title of the bill: Everything before the
4 enacting clause

5

6 and insert in lieu thereof:

7 A bill to be entitled

8 An act relating to financial matters; providing credits
9 against electricity utility charges; establishing a procedure
10 for determining the credits; providing an effective date.

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