

1                                   A bill to be entitled  
 2           An act relating to the City of Vero Beach, Indian River  
 3           County; providing that the City of Vero Beach Electric  
 4           Utility is a public utility for purposes of chapter 366,  
 5           F.S., and is subject to the jurisdiction of the Florida  
 6           Public Service Commission; requiring that the city set  
 7           rates that are fair, just, and reasonable; prescribing  
 8           criteria for the establishment of the revenue requirement;  
 9           providing that the Florida Public Service Commission has  
 10          the authority to enforce the provisions of this act;  
 11          providing an effective date.

12  
 13           WHEREAS, it is determined by the Legislature to be in the  
 14          best interest of the customers that the rates of the City of  
 15          Vero Beach Electric Utility be fair, just, and reasonable, and

16           WHEREAS, the City of Vero Beach Electric Utility makes  
 17          transfers to the City of Vero Beach General Fund of \$4.893  
 18          million annually, and

19           WHEREAS, a significant number of customers of the utility  
 20          reside outside of the City of Vero Beach and are not represented  
 21          by the City of Vero Beach, NOW, THEREFORE:

22  
 23          Be It Enacted by the Legislature of the State of Florida:

24  
 25           Section 1. Notwithstanding sections 366.02(1) and  
 26           366.11(1), Florida Statutes, the City of Vero Beach Electric  
 27           Utility shall be considered a public utility for purposes of

HB 1397

2010

28 chapter 366, Florida Statutes, and shall be subject to the  
29 jurisdiction of the Florida Public Service Commission.

30 Section 2. The rates charged by the City of Vero Beach  
31 shall be fair, just, and reasonable, in accordance with chapter  
32 366, Florida Statutes, as determined by the Florida Public  
33 Service Commission.

34 Section 3. Nothing in this act prohibits the City of Vero  
35 Beach from levying a municipal utility tax on the utility  
36 customers residing within the city boundaries, or from seeking a  
37 county electric surcharge to be applied to customers residing  
38 outside the city, if a cost differential for providing service  
39 outside the city can be justified.

40 Section 4. The Florida Public Service Commission shall  
41 have jurisdiction to enforce the provisions of this act and is  
42 authorized to adopt rules to implement this act.

43 Section 5. This act shall take effect upon becoming a law.