

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 960111-EU

RULE TITLE:

Ten-Year Site Plans - Definitions
Submission and Review of the Ten-Year
Site Plans

RULE NO.:

25-17.085

25-17.0851

Contents of Ten-Year Site Plans

25-17.0852

PURPOSE AND EFFECT: The purpose and effect of the rule is to implement Section 186.801, Florida Statutes, which requires electric utilities to file ten-year site plans with the Commission, the Commission to review each plan, the Commission to classify each plan as suitable or unsuitable, and the Commission to report all findings to the Department of Environmental Protection.

SUBJECT AREA TO BE ADDRESSED: Electric utility ten-year site plans.

SPECIFIC AUTHORITY: 350.127(2), 186.801(4), FS.

LAW IMPLEMENTED: 186.801, FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD ON THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 A.M., January 13, 1997.

PLACE: Room 171, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0862.

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO THE COMMISSION'S DIVISION OF RECORDS AND REPORTING, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT

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IS: Mark Futrell, Division of Electric and Gas, Florida Public Service Commission, 4075 Esplanade Way, Tallahassee, FL 32399-0862.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-17.085 Ten-Year Site Plans - Definitions.

(1) "Electric Utility" means any municipal electric utility, investor-owned electric utility, rural electric cooperative, public utility district, joint operating agency, or combinations thereof, that owns, maintains, or operates an electric generation, transmission, or distribution system within the state.

(2) "Power Plant" means any electrical generating facility using any process or fuel, including nuclear materials, and shall include those directly associated transmission lines required to connect to an existing transmission network.

(3) "Directly Associated Transmission Lines" means only new corridors and transmission lines from the power plant to the first structure on an existing transmission system.

(4) "Potential Sites" are sites within the state that an electric utility is considering, for possible location of a power plant, a power plant alteration, or an addition resulting in an increase in generating capacity.

(5) "Preferred Sites" are sites within the state on which an electric utility intends to construct a power plant, a power plant alteration, or an addition resulting in an increase in generating capacity.

Specific Authority: 350.127(2), 186.801(4) F.S.

Law Implemented: 186.801 F.S.

History: New _____.

25-17.0851 Submission and Review of the Ten-Year Site Plans.

(1) Filing Requirements:

a. All electric utilities in the State of Florida with existing generating capacity of 250 mW or greater shall prepare a ten-year site plan, and submit 25 copies to the Florida Public Service Commission's Division of Records and Reporting on the first working day of April of each year, unless otherwise extended or waived. The plan shall date from December 31 of the prior calendar year.

Any electric utility, other than those filing ten-year site plans pursuant to (1), that elects to construct an additional generating facility exceeding 75 mW gross generating capacity shall prepare a ten-year site plan, and submit 25 copies to the Public Service Commission's Division of Records and Reporting in the year the decision to construct is made or at least three years prior to application for site certification, and every year thereafter until the facility becomes fully operational.

(3) The Commission will provide a copy of the ten-year site plans to appropriate federal, state, and local agencies, water management districts, and regional planning councils.

(4) The Commission will solicit comments from various federal, state, and local agencies, water management districts, and regional planning councils regarding the individual utility ten-year site plans. Any written comments shall be filed with the Commission within 60 days from the date of receipt of the plans. The state agencies from which comments will be solicited will

include:

- (a) The Department of Environmental Protection.
- (b) The Department of Transportation.
- (c) The Department of Agriculture and Consumer Services.
- (d) The Department of Health and Rehabilitative Services.
- (e) The Game and Fresh Water Fish Commission.
- (f) The Board of Trustees of the Internal Improvement Trust

Fund.

- (g) The Department of Community Affairs.

(5) The Commission will complete its review of the plans within nine months following submission and will report its findings, along with any comments or recommendations, to the Florida Department of Environmental Protection and the utilities filing a plan. Other agencies to which the Commission sent the plan for review, and other entities may request a copy of the review from the Division of Electric and Gas, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399.

(6) Plans that have been previously classified by the Commission as unsuitable may be classified suitable based on additional data.

(7) The electric utilities in Florida shall compile aggregate state wide and peninsular Florida data derived from the individual electric utility base case ten-year site plans and shall submit this data to the Commission by July 1 of each year.

Specific Authority: 350.127(2), 186.801(4) F.S.

Law Implemented: 186.801 F.S.

History: New _____.