

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION

SELECT A TYPE: new

RULE NO.: RULE TITLE:

25-12.100 Penalty.

PURPOSE AND EFFECT: To adopt new Rule 25-12.100, F.A.C., establishing civil penalties for violation of the Gas Safety Law of 1967, and Rules issued thereunder, as required by Section 368.061, F.S., as amended in the 2024 Legislative Session by Ch. 2024-167, Laws of Florida.

Docket No. 20250018-GU

SUMMARY: The rule establishes civil penalties for violation of the Gas Safety Law of 1967, and Rules issued thereunder, pursuant to Section 368.061, F.S. This rule will become effective on July 1, 2025.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency. The SERC examined the factors required by Section 120.541(2), FS, and concluded that the rule will not have an adverse impact on economic growth, business competitiveness, or small business and that the rule is not likely to result in transactional costs to the individuals and entities, including government entities, required to comply with the rule.

The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based upon the information contained in the SERC.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 368.03, 368.05(2), 368.061(4), 350.127(2), F.S.

LAW IMPLEMENTED: 368.061, F.S.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jon Rubottom, jrubotto@psc.state.fl.us, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6199.

THE FULL TEXT OF THE PROPOSED RULE IS:

**25-12.100 Penalties.**

If a utility violates part I of Chapter 368, F.S., or any rule issued in Chapter 25-12, F.A.C., the utility is subject to a civil penalty of not more than \$272,926 for each violation for each day that the violation persists, except that the maximum civil penalty will not exceed \$2,729,245 for any related series of violations.

PROPOSED EFFECTIVE DATE: July 1, 2025

Rulemaking Authority 368.03, 368.05(2), 368.061(4), 350.127(2) FS. Law Implemented 368.061 FS. History—New 7-01-25.

NAME OF PERSON ORIGINATING PROPOSED RULE: Todd Brown

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 4, 2025

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 50, Number 209, October 24, 2024.

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## Notices Submitted to/Confirmed by Administrative Code & Register Staff

[Notices Confirmed by ACR](#)

### Notices Submitted to ACR

ID	Rule No./ Organization	Rule Title	Section	Issue	Date
<a href="#">29349501</a>	25-6.034,...	Standard of Construction, Safety Standards for Construction of New Transmission and Distribution Facilities	Proposed	3/12/2025 Vol. 51/49	3/11/2025
<a href="#">29349404</a>	25-12.005,...	Codes and Standards Adopted, New, Reconstructed or Converted Facilities, Welder Qualification, Inactive Gas Service Lines, Corrosion Control Criteria for Cathodic Protection of Buried or Submerged Metallic Pipeline	Proposed	3/12/2025 Vol. 51/49	3/11/2025
<a href="#">29349307</a>	25-12.100	Penalties	Proposed	3/12/2025 Vol. 51/49	3/11/2025