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STATE OF FLORIDA  
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PUBLIC SERVICE COMMISSION  
RECORDS AND  
REPORTING

ORIGINAL

FRIENDS OF THE AQUIFER, INC., )

Petitioner. )

No. 991754-GP

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**PETITION TO INITIATE RULEMAKING**  
\_\_\_\_\_

COMES NOW the Petitioner, Friends of the Aquifer, Inc., and, pursuant to Fla. Stat. Ann § 120.54(7), petitions the Florida Public Service Commission ("PSC") to adopt the rules necessary to establish safety standards and a safety regulatory program for intrastate and interstate natural gas pipelines and pipeline facilities located within the State of Florida. In order to establish such safety standards and safety regulatory program, the Petitioner requests that the PSC adopt the rules necessary to accept delegation from the United States Department of Transportation, Office of Pipeline Safety, to implement the Federal Natural Gas Pipeline Safety Act and Hazardous Liquid Pipeline Act, 49 U.S.C. § 60101 et seq. ("the Act"). Currently, there are insufficient safety standards and safety regulatory programs with respect to intrastate and interstate natural gas pipelines and pipeline facilities located within the State of Florida to ensure the health and welfare of the citizens of Florida and to protect the environment of this state.

1. The Petitioner, a public-interest corporation consisting of concerned Florida citizens, has a substantial interest in the adoption of the proposed rules set forth herein. In

the absence of the requested rules, the health and safety of the citizens of Florida, as well as

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*[Signature]*

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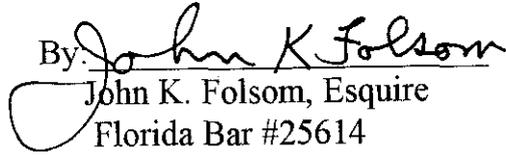
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the environment of this state, will be jeopardized due to inadequate regulation of the safety of intrastate and interstate natural gas pipelines and pipeline facilities located in Florida.

2. The responsibility to promulgate and to enforce safety standards with respect to Florida intrastate natural gas pipelines and pipeline facilities is conferred at the state level by Fla. Stat. Ann. § 368.03, which authorizes the PSC to establish safety standards for the installation, operation, and maintenance of natural gas transmission and distribution systems, including gas pipelines, gas compressor stations, gas metering and regulating stations, gas mains, gas services up to the outlet of the customer's meter set assembly, gas-storage equipment of the closed-pipe type, and gas storage lines. Fla. Stat. Ann. § 368.03 states that it is intended that the requirements of the rules and regulations promulgated by the PSC be adequate for safety under conditions normally encountered in the gas industry. Fla. Stat. Ann. § 368.05 confers jurisdiction upon the PSC over all persons, corporations, partnerships, associations, public agencies, municipalities, and other legal entities engaged in the operation of gas transmission or distribution facilities with respect to rules and regulations governing safety standards established by the PSC pursuant to Fla. Stat. Ann. § 368.03. Currently, there is no natural gas safety program in existence as required by Fla. Stat. Ann. §§ 368.03 and 368.05.

3. The authority to promulgate and to enforce safety standards with respect to Florida intrastate natural gas pipelines and pipeline facilities is conferred at the federal level by 49 U.S.C.A. § 60105, which is part of the Federal Natural Gas Pipeline Safety Act and Hazardous Liquid Pipeline Act. The Act was adopted by Congress to establish and to enforce safety standards for both intrastate and interstate natural gas and hazardous liquid

Friends of the Aquifer, Inc.

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