

STATE OF FLORIDA

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Public Service Commission

May 3, 2002

Mr. Carroll Webb
Joint Administrative Procedures Committee
Room 120 Holland Building
Tallahassee, FL 32399-1300

RE: Docket No. 020095-EU - Proposed Amendment to Rule 25-6.0345, F.A.C., Safety Standards for Construction of New Transmission and Distribution

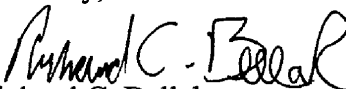
Dear Mr. Webb:

Enclosed is an original copy of the following materials concerning the above referenced proposed rule:

1. A copy of the rule.
2. A copy of the F.A.W. notice.
3. A statement of facts and circumstances justifying the proposed rule.
4. A federal standards statement.
5. No statement of estimated regulatory costs was prepared.

If there are any questions with respect to this rule, please do not hesitate to call on me.

Sincerely,


Richard C. Bellak
Associate General Counsel

ADM60345.RCB

Enclosures

cc: Division of the Commission Clerk
and Administrative Services

DOCUMENT NUMBER - DATE
04842 MAY -3 2002
FPSC-COMMISSION CLERK

1 25-6.0345 **Safety Standards for Construction of New**
2 **Transmission and Distribution Facilities.**

3 (1) In compliance with Chapter 366.04(6)(b) F.S., 1991, the
4 Commission adopts and incorporates by reference the 2002 ~~1997~~
5 edition of the National Electrical Safety Code (ANSI C-2),
6 published August 1, 2001 ~~August 1, 1996~~, as the applicable safety
7 standards for transmission and distribution facilities subject to
8 the Commission's safety jurisdiction. Each public electric
9 utility, rural electric cooperative, and municipal electric system
10 shall comply with the standards in these provisions. Standards
11 contained in the 2002 ~~1997~~ edition shall be applicable to new
12 construction for which a work order number is assigned on or after
13 the effective date of this rule.

14 (2) Each public electric utility, rural electric cooperative
15 and municipal electric utility shall report all completed electric
16 work orders, whether completed by the utility or one of its
17 contractors, at the end of each quarter of the year. The report
18 shall be filed with the Director of the Commission's Division of
19 Auditing and Safety ~~Electric and Gas~~ no later than the 30th working
20 day after the last day of the reporting quarter, and shall contain,
21 at a minimum, the following information for each work order:

- 22 (a) work order number/project/job;
 - 23 (b) brief title; and
 - 24 (c) estimated cost in dollars, rounded to nearest thousand.
- 25 (3) The quarterly report shall be filed in standard DBase or

CODING: Words underlined are additions; words in ~~struck through~~ type are deletions from existing law.

1 compatible format, DOS ASCII text, or hard copy, as follows:

2 (a) DBase Format

3	Field Name	Field Type	Digits
4	1. Work orders	Character	20
5	2. Brief title	Character	30
6	3. Cost	Numeric	8
7	4. Location	Character	50
8	5. Kv	Numeric	5
9	6. Contiguous	Character	1

10 (b) DOS ASCII Text.

- 11 1. Columns shall be the same type and in the same order as
- 12 listed under Field Names above.
- 13 2. A comma (,) shall be placed between data fields.
- 14 3. Character data fields shall be placed between quotation
- 15 marks ("...").
- 16 4. Numeric data fields shall be right justified.
- 17 5. Blank spaces shall be used to fill the data fields to the
- 18 indicated number of digits.

19 (c) Hard Copy.

20 The following format is preferred, but not required:

21 Completed Electrical Work Orders

22 For PSC Inspection

23	Work Order Number	Brief Title	Estimated Cost	Location	Kv Rating	Contiguous (y/n)
24						
25						

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1 (4) In its quarterly report, each utility shall identify all
2 transmission and distribution facilities subject to the
3 Commission's safety jurisdiction, and shall certify to the
4 Commission that they meet or exceed the applicable standards.

5 Compliance inspections by the Commission shall be made on a random
6 basis or as appropriate.

7 (5) As soon as practicable, but by the end of the next
8 business day after it learns of the occurrence, each public
9 utility, rural electric cooperative, and municipal electric utility
10 shall (without admitting liability) report to the Commission any
11 accident occurring in connection with any part of its transmission
12 or distribution facilities which:

13 (a) Involves death or injury requiring hospitalization of
14 nonutility persons; or

15 (b) Is significant from a safety standpoint in the judgment
16 of the utility even though it is not required by (a).

17 (6) Each public utility, rural electric cooperative, and
18 municipal electric utility shall (without admitting liability)
19 report each accident or malfunction, occurring in connection with
20 any part of its transmission or distribution facilities, to the
21 Commission within 30 days after it learns of the occurrence,
22 provided the accident or malfunction:

23 (a) Involves damage to the property of others in an amount in
24 excess of \$5000; or

25 (b) Causes significant damage in the judgment of the utility

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1 | to the utility's facilities.

2 | (7) Unless requested by the Commission, reports are not
3 | required with respect to personal injury, death, or property damage
4 | resulting from vehicles striking poles or other utility property.

5 | Specific Authority: 350.127(2), F.S.

6 | Law Implemented: 366.04(2)(f), (6), F.S.

7 | History: New 8/13/87, Amended 2/15/90, 11/10/93, 08/18/97, _____.

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NOTICE OF PROPOSED RULEMAKING

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 020095-EU

~~RULE TITLE:~~

~~RULE NO.:~~

Safety Standards for Construction of New

25-6.0345

Transmission and Distribution Facilities

PURPOSE AND EFFECT: The rule has the purpose and effect of meeting the requirement in Section 366.04(6)(b), Florida Statutes, to adopt, after review, the latest edition of the National Electrical Safety Code.

SUMMARY: The amendment changes the 1997 edition of the National Electrical Safety Code to the 2002 Edition.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost (SERC) was found to be necessary and none was prepared.

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

SPECIFIC AUTHORITY: 350.127(2), FS

LAW IMPLEMENTED: 366.04(6)(b), FS

WRITTEN COMMENTS OR SUGGESTIONS ON THE PROPOSED RULE MAY BE SUBMITTED TO THE FPSC, DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES, WITHIN 21 DAYS OF THE DATE OF THIS

NOTICE FOR INCLUSION IN THE RECORD OF THE PROCEEDING.

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

~~THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:~~

Richard Bellak, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0862, (850) 413-6092.

THE FULL TEXT OF THE PROPOSED RULE IS:

25-6.0345 Safety Standards for Construction of New Transmission and Distribution Facilities.

(1) In compliance with Chapter 366.04(6)(b) F.S., 1991, the Commission adopts and incorporates by reference the 2002 ~~1997~~ edition of the National Electrical Safety Code (ANSI C-2), published August 1, 2001 ~~August 1, 1996~~, as the applicable safety standards for transmission and distribution facilities subject to the Commission's safety jurisdiction. Each public electric utility, rural electric cooperative, and municipal electric system shall comply with the standards in these provisions. Standards contained in the 2002 ~~1997~~ edition shall be applicable to new construction for which a work order number is assigned on or after the effective date of this rule.

(2) Each public electric utility, rural electric cooperative and municipal electric utility shall report all completed electric work orders, whether completed by the utility or one of its contractors, at the end of each quarter of the

year. The report shall be filed with the Director of the Commission's Division of Auditing and Safety ~~Electric and Gas~~ no later than the 30th working day after the last day of the ~~reporting quarter, and shall contain, at a minimum, the following~~ information for each work order:

(a) - (7) No change.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jim Ruehl

NAME OF SUPERVISOR OR PERSONS WHO APPROVED THE PROPOSED RULE:

Florida Public Service Commission.

DATE PROPOSED RULE APPROVED: April 23, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Volume 28, Number 10, March 8, 2002

If any person decides to appeal any decision of the Commission with respect to any matter considered at the rulemaking hearing, if held, a record of the hearing is necessary. The appellant must ensure that a verbatim record, including testimony and evidence forming the basis of the appeal is made. The Commission usually makes a verbatim record of rulemaking hearings.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be

reached at: 1-800-955-8771 (TDD).

**STATEMENT OF FACTS AND CIRCUMSTANCES
JUSTIFYING RULE**

Rule 25-6.0345 lists the 1997 edition of the NESC as the electric safety standard for the State of Florida. In order to meet the requirements of Chapter 366.04(6)(b), F.S., the 2002 edition of the NESC must be reviewed and adopted in Rule 25-6.0345.

STATEMENT ON FEDERAL STANDARDS

There is no federal standard on the same subject.