

Notice of Proposed Rule

ORIGINAL

PUBLIC SERVICE COMMISSION

RULE NO: RULE TITLE

25-4.036: Design and Construction of Plant

PURPOSE AND EFFECT: To amend the rule to reference the most recent edition of the National Electrical Safety Code. As Rule 25-4.036 is incorporated by reference into Rules 25-24.585, 25-24.740 and 25-24.835, F.A.C., the proposed amendments, in addition to incumbent local exchange carriers, also affect shared tenant service companies, alternative access vendor service companies and competitive local exchange companies. Docket No. 070303-TP

SUMMARY: Rule 25-4.036 requires that the plant and facilities of regulated companies be designed, constructed, installed, maintained, and operated in accordance with the provisions of the National Electrical Safety Code. The proposed amendments would update the rule to reflect the 2007 edition of the Code.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The proposed rule amendment should not significantly impact the agency, the industry, cities, counties, or small businesses.

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.

SPECIFIC AUTHORITY: 350.127(2) FS

LAW IMPLEMENTED: 364.01(4), 364.03, 364.15 FS

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kira Scott, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850) 413-6216.

THE FULL TEXT OF THE PROPOSED RULE IS:

25-4.036 Design and Construction of Plant.

(1) The plant and facilities of the utility shall be designed, constructed, installed, maintained and operated in accordance with provisions of the National Electrical Safety Code (~~IEEE C2-2002~~ 2007) and the National Electrical Code (NFPA 70-2005), which is incorporated herein by reference, pertaining to the construction of telecommunications facilities.

(2) Compliance with these codes and accepted good practice is necessary to insure as far as reasonably possible continuity of service, uniformity in the quality of service furnished and the safety of persons and property. Specific Authority 350.127(2) FS.

Law Implemented 364.01(4), 364.03, 364.15 FS.

History—Revised 12-1-68, Amended 4-19-77, Formerly 25-4.36, Amended 2-5-86, 3-26-91, 5-3-94, 12-23-02, 12-29-05.

NAME OF PERSON ORIGINATING PROPOSED RULE: Paul Vickery

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 19, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Volume 33, Number 11, March 16, 2007

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Notices Submitted to ACW or Confirmed by ACW

Notices Submitted to ACW

ID	Rule No/ Organization	Rule Title	Section	Issue	Date
4318457	6/25/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	7/6/2007 Vol. 33/27	6/27/2007
4316226	25-4.0665	Lifeline Service	Rule	7/6/2007 Vol. 33/27	6/27/2007
4317099	25-24.515	Pay Telephone Service	Proposed	7/6/2007 Vol. 33/27	6/27/2007
✓ 4317196	25-4.036	Design and Construction of Plant	Proposed	7/6/2007 Vol. 33/27	6/27/2007
4320300	6/26/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	7/6/2007 Vol. 33/27	6/27/2007
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4331067	6/27/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	7/6/2007 Vol. 33/27	6/27/2007
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4330388	6/26/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	7/6/2007 Vol. 33/27	6/27/2007
4330970	6/26/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	7/6/2007 Vol. 33/27	6/27/2007
4304101	6/20/2007	Florida Public Service Commission	Meeting	6/29/2007 Vol. 33/26	6/20/2007

Notices Confirmed by ACW

None.

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