

STATE OF FLORIDA

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Public Service Commission

May 31, 2019

Kenneth J. Plante, Coordinator
Joint Administrative Procedures Committee
Room 680, Pepper Building
111 W. Madison Street
Tallahassee, Florida 32399-1400

HAND DELIVERY

Re: Docket No. 20190047-GU, Rule 25-12.005, F.A.C., Codes and Standards Adopted

Dear Mr. Plante:

Enclosed is the notice of change, which was published in the Florida Administrative Register on May 31, 2019, and the statement of changes for proposed Rule 25-12.005, F.A.C. We plan to file Rule 25-12.005, F.A.C. , for adoption on June 20, 2019.

Sincerely,

Adria E. Harper
Senior Attorney

Enclosure
cc: Office of Commission Clerk

RECEIVED-FPSC
2019 MAY 31 PM 1:23
COMMISSION CLERK

RECEIVED
2019 MAY 31 AM 11:34
JOINT ADMINISTRATIVE PROCEDURES COMMITTEE

STATEMENT OF CHANGES

On April 26, 2019, JAPC offered comment regarding Rule 25-12.005, F.A.C., that stated that the referenced materials in the rule, the electronic version of the federal Code of Regulations (eCFRs), should be revised to reflect officially codified versions of the Code of Regulations. In response to JAPC's comment, the Commission changed the rule's reference materials to reflect the officially codified versions of 49 of the Code of Regulations instead of the eCFRs.

Notice of Change

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:

25-12.005: Codes and Standards Adopted

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published on April 4, 2019, in Volume 45, No. 66, of the Florida Administrative Register.

Docket No. 20190047-GU

25-12.005: Codes and Standards Adopted.

The ~~Minimum Federal Safety Standards~~ and reporting requirements for pipeline facilities and transportation of gas prescribed by the Pipeline and Hazardous Materials Safety Administration in 49 C.F.R. 191 (October 1, 2018), and 192 (2019) ~~is are~~ adopted and incorporated by reference as part of these rules. ~~49 C.F.R. 191 (2019) and~~ may be accessed at [\[insert hyperlink\]](#). The Minimum Federal Safety Standards for pipeline facilities and transportation of gas prescribed by the Pipeline and Hazardous Materials Safety Administration 49 C.F.R. Sections 192.121, 192.123, 192.143, 192.145, 192.149, 192.191, 192.204, 192.281, 192.283, 192.285, 192.3, 192.313, 192.321, 192.329, 192.367, 192.375, 192.376, 192.455, 192.513, 192.59, 192.720, 192.756, of 49 C.F.R. 192, as amended by 83 Federal Register 58716, November 20, 2018, are adopted and incorporated by reference as part of these rules and 49 C.F.R. 192 (2019) may be accessed at [\[insert hyperlink\]](#). The remaining sections of 49 C.F.R. 192, as of October 1, 2018, are adopted and incorporated by reference as part of these rules and may be accessed at [\[insert hyperlink\]](#). 49 C.F.R. 199 (October 1, 2018), (2019), "Drug and Alcohol Testing," is adopted and incorporated by reference as part of these rules to control drug use, by setting standards and requirements to apply to the testing and use of all emergency response personnel under the direct authority or control of a gas utility or pipeline operator, as well as all employees directly or indirectly employed by gas pipeline operators for the purpose of operation and maintenance and all employees directly or indirectly employed by intrastate gas distribution utilities for onsite construction of natural gas transporting pipeline facilities. 49 C.F.R. 199 (October 1, 2018), (2019) may be accessed at [\[insert hyperlink\]](#). Part 199 also is adopted to prescribe standards for use of employees who do not meet the requirements of the regulations.

Rulemaking Authority 368.03, 368.05(2), 350.127(2) FS. Law Implemented 368.03, 368.05 FS. History—New 11-14-70, Amended 9-24-71, 9-21-74, 10-7-75, 11-30-82, 10-2-84, Formerly 25-12.05, Amended 8-8-89, 1-7-92, 5-13-99, 4-26-01, 12-15-09, 10-11-12, 3-2-17, _____.