

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION

SELECT A TYPE: amendment

RULE NO.: RULE TITLE:

25-6.0183: Electric Utility Procedures for Generating Capacity Shortage Emergencies

PURPOSE AND EFFECT: To update the rule with the most current Florida Reliability Coordinating Council (FRCC) Generating Capacity Shortage Plan, which is incorporated into the rule.

Docket No. 20240080-EI

SUMMARY: The amendment incorporates by reference the updated, November 1, 2023, version of the FRCC Generating Capacity Shortage Plan, and adds information on how a copy of the incorporated material may be obtained. Other revisions are designed to provide consistency and clarity to the rule language.

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), F.S., and concluded that the rule amendment will not have an adverse impact on economic growth, business competitiveness, or small business and that transactional costs are anticipated to be minimal after implementation of the rule amendment.

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: 350.127(2), 366.05, F.S.

LAW IMPLEMENTED: 366.04(2)(c), (f), (5), 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:

25-6.0183 Electric Utility Procedures for Generating Capacity Shortage Emergencies.

The Commission adopts the FRCC Generating Capacity Shortage Plan, FRCC-MS-OPRC-015, Effective Date: ~~November 1, 2023~~ ~~December 15, 2016~~, Version: 18 8, which is adopted and hereby incorporated by reference into this rule and may be accessed at [new hyperlink] <http://www.flrules.org/Gateway/reference.asp?No=Ref-08155>, or by contacting the Commission's Division of Engineering, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, as the Commission's plan to address generating capacity shortage emergencies within Florida. *Rulemaking Authority 350.127(2), 366.05 FS. Law Implemented 366.04(2)(c), (f), (5) FS. History—New 2-12-91, Amended 3-19-98, 4-27-03, 5-1-08, 5-9-17, _____.*

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: June 18, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 50, Number 29, February 12, 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
None					

Notices Confirmed by ACR

ID	Rule No./ Organization	Rule Title	Section	Issue	Date
28505213	25-6.0183	Electric Utility Procedures for Generating Capacity Shortage Emergencies	Proposed	7/3/2024 Vol. 50/130	7/2/2024