

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF DEVELOPMENT OF RULEMAKING

TO

ALL ELECTRIC UTILITIES,

ALL TELECOMMUNICATION COMPANIES,

OFFICE OF PUBLIC COUNSEL,

AND

ALL OTHER INTERESTED PERSONS

UNDOCKETED

IN RE: AMENDMENT OF RULE 25-6.034, F.A.C., STANDARD OF CONSTRUCTION;
AND RULE 25-6.0345, F.A.C., SAFETY STANDARDS FOR CONSTRUCTION OF NEW
TRANSMISSION AND DISTRIBUTION FACILITIES

ISSUED: September 16, 2024

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission staff has initiated rulemaking to amend Rules 25-6.034 and 25-6.0345, Florida Administrative Code, pertaining to standards of construction and safety standards for construction electric utility facilities, to update the rule with the most recent National Electric Safety Code (NESC), which is incorporated into Rule 25-6.0345, F.A.C. The NESC is also mentioned via cross-reference to Rule 25-6.0345 in Rule 25-18.020, Pole Safety, Inspection, Maintenance, and Vegetation Management, so the amendment of 25-6.0345 will affect Rule 25-18.020.

The attached Notice of Development of Rulemaking appeared in the September 16, 2024, edition of the Florida Administrative Register (Volume 50, Number 181). If requested in writing and not deemed unnecessary by the agency head, a rule development workshop will be scheduled and noticed in the next available Florida Administrative Register. Written requests for a rule development workshop must be submitted to Jon Rubottom, Office of the General Counsel, c/o Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, 850-413-6199, jrubotto@psc.state.fl.us by September 30, 2024. Copies of the preliminary draft rules are attached.

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By DIRECTION of the Florida Public Service Commission this 16th day of September,
2024.



ADAM J. TEITZMAN
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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Notice of Development of Rulemaking

PUBLIC SERVICE COMMISSION

RULE NOS.: RULE TITLES:

25-6.034 Standard of Construction

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

PURPOSE AND EFFECT: To update and clarify the rules, and to update Rule 25-6.0345 with the most recent version of the National Electrical Safety Code (NESC). The NESC is also mentioned via cross-reference to Rule 25-6.0345 in Rule 25-18.020, Pole Safety, Inspection, Maintenance, and Vegetation Management, so the amendment of 25-6.0345 will affect Rule 25-18.020.

Undocketed.

SUBJECT AREA TO BE ADDRESSED: Electric Utilities, safety standards for construction of electric utility facilities and transmission and distribution facilities

RULEMAKING AUTHORITY: 350.127(2), 366.05(1), F.S.

LAW IMPLEMENTED: 366.04(2), (2)(c), (f), (5), (6), 366.05(1)

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jon Rubottom, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6199, jrubotto@psc.state.fl.us.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

1 **25-6.034 Standard of Construction.**

2 (1) The facilities of each utility shall be constructed, installed, maintained and operated in
3 accordance with generally accepted engineering practices to assure, as far as is reasonably
4 possible, continuity of service and uniformity in the quality of service furnished.

5 (2) For new construction, eEach utility shall, at a minimum, comply with the National
6 Electrical Safety Code (NESC) [~~ANSI C-2~~][NESC], incorporated by reference in Rule 25-
7 6.0345, F.A.C.

8 ~~(a) For facilities constructed on or after February 1, 2007, the 2007 NESC shall apply. A~~
9 ~~copy of the 2007 NESC, ISBN number 0-7381-4893-8, may be obtained from the Institute of~~
10 ~~Electric and Electronic Engineers, Inc. (IEEE), 3 Park Avenue, New York, NY, 10016-5997.~~

11 ~~(b) Facilities constructed prior to February 1, 2007, shall be governed by the edition of the~~
12 ~~NESC specified by subsections 013.B.1, 013.B.2, and 013.B.3 of the 2007 NESC,~~
13 ~~incorporated by reference in Rule 25-6.0345, F.A.C.~~

14 *Rulemaking Authority 350.127(2), 366.05(1) FS. Law Implemented 366.04(2)(c), (f), (5),*
15 *366.05(1) FS. History—New 7-29-69, Amended 12-20-82, Formerly 25-6.34, Amended 2-1-07,*
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1 **25-6.0345 Safety Standards for Construction of New Transmission and Distribution**
2 **Facilities.**
3 The safety standards prescribed by the Commission ~~adopts and incorporates by reference the~~
4 2023 ~~2017~~ National Electrical Safety Code (NESC) C2-2023 ~~C2-2017~~, is adopted and
5 incorporated by reference into this rule as the applicable safety standards for transmission and
6 distribution facilities subject to the Commission’s ~~safety~~ jurisdiction. Each investor-owned
7 electric utility, rural electric cooperative, and municipal electric system shall, at a minimum,
8 comply with the standards in these provisions. The 2023 ~~2017~~ National Electrical Safety Code
9 (NESC) C2-2023 ~~C2-2017~~ is copyrighted and may be inspected and examined at no cost at the
10 Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida
11 32399-0850. A copy of the NESC C2-2023 ~~C2-2017~~ may also be obtained from the Institute
12 of Electric and Electronic Engineers, Inc. (IEEE), 3 Park Avenue, New York, NY 10016-
13 5997.
14 *Rulemaking Authority 350.127(2), 366.05(1) FS. Law Implemented 366.04(2), (6) FS.*
15 *History—New 8-13-87, Amended 2-18-90, 11-10-93, 8-17-97, 7-16-02, 2-1-07, 12-16-12, 7-27-*
16 *17,_____.*

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