

FLORIDA PUBLIC SERVICE COMMISSION  
ATTACHMENT A  
2023 REGULATORY PLAN

LAWS CREATING OR MODIFYING DUTIES OR AUTHORITY  
SECTION 120.74(1)(a), F.S.

Laws	Rulemaking Necessary	Notice of Rule Development Published	Expected Date of Notice of Proposed Rule	Reason Why Rulemaking is Not Necessary
<p>Section 112.23, F.S., created to prohibit a governmental entity from communicating with a social media platform to request that it remove content or accounts from the platform; or from initiating or maintaining any agreements or working relationships with a social media platform for the purpose of content moderation. (SB 262; Ch. 2023-201, Laws of Florida)</p>	No	N/A	N/A	Applies to all agencies. The statute is specific as to all requirements and is self-executing.
<p>Section 287.057(28), F.S., created to permit an agency to substitute verifiable, related work experience in lieu of postsecondary education requirements for contractual services if the person seeking the contract is otherwise qualified. (SB 1310; Ch. 2023-256, Laws of Florida)</p>	No	N/A	N/A	Applies to all agencies. The statute is specific as to all requirements and is self-executing.
<p>Section 287.05701, F.S., creates new section prohibiting an awarding body from requesting documentation of, giving preference to, or considering a vendor's social, political, or ideological interests when determining if the vendor is a responsible vendor. (HB 3; Ch. 2023-28, Laws of Florida)</p>	No	N/A	N/A	Applies to all agencies. The statute is specific as to all requirements and is self-executing.

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Laws	Rulemaking Necessary	Notice of Rule Development Published	Expected Date of Notice of Proposed Rule	Reason Why Rulemaking is Not Necessary
Section 364.391, F.S., creates new section relating to rural electric cooperatives engaged in provision of broadband. (HB 1221; Ch. 2023-199, Laws of Florida)	No	N/A	N/A	<p>Statute provides that all poles owned by cooperative engaged in provision of broadband is subject to regulation under Section 366.04(8), F.S., on the same basis as if such cooperative were a public utility under that subsection.</p> <p>Ch. 25-18, F.A.C., Utility and Communication Poles, implements Section 366.04(8), F.S.; therefore, rulemaking is not necessary to implement the new statute.</p>
Section 367.0811, F.S., creates new section relating to utility system rate base values and alternative procedure for establishing rate base value of acquired utility systems. (HB 125; Ch. 2023-291, Laws of Florida)	Yes. The Commission is required to adopt rules to implement this section	No later than November 1, 2023.	No later than April 1, 2024.	N/A

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Laws	Rulemaking Necessary	Notice of Rule Development Published	Expected Date of Notice of Proposed Rule	Reason Why Rulemaking is Not Necessary
Section 448.095(2)(b)1., F.S., requiring a public agency to use the E-Verify system to verify a new employee's employment eligibility. (SB 1718; Ch. 2023-40, Laws of Florida)	No	N/A	N/A	Applies to all agencies. The statute is specific as to all requirements and is self-executing.
Section 448.095(5), F.S., requiring a public agency, in any contract, to require the contractor, and any subcontractor thereof, register with and use the E-Verify system to verify the work authorization status of all new employees. (SB 1718; Ch. 2023-40, Laws of Florida)	No	N/A	N/A	Applies to all agencies. The statute is specific as to all requirements and is self-executing.

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SECTION 120.74(1)(b), F.S.

Laws	Intent of Rulemaking
Section 350.113, F.S.	To amend Rule 25-6.0131, F.A.C., Regulatory Assessment Fees; Investor-owned Electric Companies, Municipal Electric Utilities, Rural Electric Cooperatives, to adjust regulatory assessment fee rates
Section 350.115, F.S.	To amend Rule 25-6.0142, F.A.C., Uniform Retirement Units for Electric Utilities, to clarify and update the Code of Federal Regulations reference in subsection (1) and to include a link to the Florida Administrative Code website for the List of Retirement Units that is incorporated by reference in subsection (3)
Section 350.121, F.S.	To amend paragraph (4)(a) of Rule 25-22.006, F.A.C., Confidential Information, to clarify the number of copies required to be filed to be consistent with current filing requirements.
Section 364.33, F.S.	To amend Rule 25-4.511, F.A.C., Application for Original or Transfer of Pay Telephone Certificate, to remove unnecessary language
Section 364.335, F.S.	To amend Rule 25-4.511, F.A.C., Application for Original or Transfer of Pay Telephone Certificate, to remove unnecessary language
Section 364.3375, F.S.	To amend Rule 25-4.511, F.A.C., Application for Original or Transfer of Pay Telephone Certificate, to remove unnecessary language
Section 366.03, F.S.	To amend Rule 25-6.109, F.A.C., Refunds, to clarify alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal
Section 366.04, F.S.	<p>To amend Rule 25-6.0183, F.A.C., Electric Utility Procedures for Generating Capacity Shortage Emergencies, to clarify and adopt the updated FRCC (Florida Reliability Coordinating Council) Generating Capacity Shortage Plan) as the Commission's plan to address capacity shortage emergencies</p> <p>To amend Rule 25-6.0345, F.A.C., Safety Standards for Construction of New Transmission and Distribution Facilities, to clarify, adopt, and incorporate by reference current National Electrical Safety Code</p> <p>To amend Rule 25-6.0435, F.A.C., Interim Rate Relief, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-6.109, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-14.012, F.A.C., Accounting for Postretirement Benefits Other Than Pensions, to remove references to delete obsolete accounting standards</p>

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Laws	Intent of Rulemaking
Section 366.041, F.S.	To amend Rule 25-6.0142, F.A.C., Uniform Retirement Units for Electric Utilities, to clarify and update the Code of Federal Regulations reference in subsection (1) and to include a link to the Florida Administrative Code website for the List of Retirement Units that is incorporated by reference in subsection (3)
Section 366.05, F.S.	<p>To adopt Rule 25-6.04355, F.A.C., Effective Date of Approved Rates and Charges for Investor-Owned Electric Utilities, to clarify and address when a utility’s approved rates and charges are effective and when the utility may begin applying approved rates and charges to a customer’s bill for service rendered</p> <p>To adopt Rule 25-7.0405, F.A.C., Effective Date of Approved Rates and Charges for Investor-Owned Natural Gas Utilities., to clarify and address when a utility’s approved rates and charges are effective and when the utility may begin applying approved rates and charges to a customer’s bill for service rendered</p> <p>To amend Rule 25-14.004, F.A.C., Effect of Parent Debt on Federal Corporate Income Tax, to update the rule</p> <p>To amend Rule 25-14.013, F.A.C., Accounting for Deferred Income Taxes Under SFAS 109, to delete references to obsolete accounting standards and replace references to obsolete standards with specific requirements</p> <p>To amend Rule 25-14.014, F.A.C., Accounting for Asset Retirement Obligations Under SFAS 143, to delete references to obsolete accounting standards</p>
Section 366.06, F.S.	<p>To amend Rule 25-6.0142, F.A.C., Uniform Retirement Units for Electric Utilities, to clarify and update the Code of Federal Regulations reference in subsection (1) and to include a link to the Florida Administrative Code website for the List of Retirement Units that is incorporated by reference in subsection (3)</p> <p>To amend Rule 25-6.0435, F.A.C., Interim Rate Relief, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To adopt Rule 25-6.04355, F.A.C., Effective Date of Approved Rates and Charges for Investor-Owned Electric Utilities, to clarify and address when a utility’s approved rates and charges are effective and when the utility may begin applying approved rates and charges to a customer’s bill for service rendered</p> <p>To amend Rule 25-6.109, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-7.040, F.A.C., Interim Rate Relief, to clarify and recognize</p>



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Laws	Intent of Rulemaking
Section 366.06, F.S. (Cont.)	<p>alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To adopt Rule 25-7.0405, F.A.C., Effective Date of Approved Rates and Charges for Investor-Owned Natural Gas Utilities, to clarify and address when a utility’s approved rates and charges are effective and when the utility may begin applying approved rates and charges to a customer’s bill for service rendered</p> <p>To amend Rule 25-7.091, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p>
Section 366.07, F.S.	To amend Rule 25-6.109, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal
Section 366.071, F.S.	<p>To amend Rule 25-6.0435, F.A.C., Interim Rate Relief, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-6.109, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-7.040, F.A.C., Interim Rate Relief, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-7.091, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p>
Section 366.093, F.S.	To amend paragraph (4)(a) of Rule 25-22.006, F.A.C., Confidential Information, to clarify and change the number of copies required to be filed to be consistent with current filing requirements
Section 366.14, F.S.	To amend Rule 25-6.0131, F.A.C., Regulatory Assessment Fees; Investor-owned Electric Companies, Municipal Electric Utilities, Rural Electric Cooperatives, to adjust regulatory assessment fee rates
Section 367.071, F.S.	To amend Rule 25-30.0371, F.A.C., Acquisition Adjustments, to clarify and update the rule to address current industry practices
Section 367.081, F.S.	To amend Rule 25-30.0371, F.A.C., Acquisition Adjustments, to clarify and update the rule to address current industry practice

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Laws	Intent of Rulemaking
Section 367.081, F.S. (Cont.)	<p>To amend Rule 25-30.255, F.A.C., Measurement of Service for Water Utilities, to clarify and update rule requirements</p> <p>To amend Rule 25-30.360, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To repeal Rule 25-30.415, F.A.C., Return on Common Equity, as unnecessary</p> <p>To amend Rule 25-30.433, F.A.C., Rate Case Proceedings, to clarify and update rule requirements</p> <p>To amend Rule 25-30.434, Application for Allowance for Funds Prudently Invested (AFPI) Charges, to clarify and update rule requirements and AFPI Filing Schedules</p>
Section 367.0812, F.S.	To amend Rule 25-30.433, F.A.C., Rate Case Proceedings, to clarify and update rule requirements
Section 367.0814, F.S.	<p>To amend Rule 25-30.360, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal</p> <p>To amend Rule 25-30.433, F.A.C., Rate Case Proceedings, to clarify and update rule requirements</p>
Section 367.082, F.S.	To amend Rule 25-30.360, F.A.C., Refunds, to clarify and recognize alternative publications to obtain interest rates rather than sole reliance on the Wall Street Journal
Section 367.0822, F.S.	To amend Rule 25-30.433, F.A.C., Rate Case Proceedings, to clarify and update rule requirements
Section 367.111, F.S.	To amend Rule 25-30.255, F.A.C., Measurement of Service for Water Utilities, to clarify and update rule requirements
Section 367.121, F.S.	<p>To amend Rule 25-14.004, F.A.C., Effect of Parent Debt on Federal Corporate Income Tax, to update the rule</p> <p>To amend Rule 25-14.012, F.A.C., Accounting for Postretirement Benefits Other Than Pensions, to delete references to obsolete accounting standards</p> <p>To amend Rule 25-14.013, F.A.C., Accounting for Deferred Income Taxes Under SFAS 109, to delete references to obsolete accounting standards and replace references to obsolete standards with specific requirements</p> <p>To amend Rule 25-14.014, F.A.C., Accounting for Asset Retirement Obligations</p>

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Laws	Intent of Rulemaking
Section 367.121, F.S. (Cont.)	<p>Under SFAS 143, to delete references to obsolete accounting standards</p> <p>To repeal Rule 25-30.010, F.A.C., Rules for General Application, as unnecessary</p> <p>To amend Rule 25-30.0371, F.A.C., Acquisition Adjustments, to clarify and update rule to address current industry practices</p> <p>To amend Rule 25-30.117, F.A.C., Accounting for Pension Costs, to delete references to obsolete accounting standards and clarify and replace references to obsolete standards with specific requirements</p>
Section 367.1213, F.S.	To amend Rule 25-30.433, F.A.C., Rate Case Proceedings, to clarify and update rule requirements
Section 367.156, F.S.	To amend paragraph (4)(a) of Rule 25-22.006, F.A.C., Confidential Information, to clarify the number of copies required to be filed to be consistent with current filing requirements
Section 368.03, F.S.	To amend Rule 25-12.005, F.A.C., Codes and Standards Adopted, to clarify, adopt, and incorporate by reference current federal reporting requirements, minimum safety standards, and testing requirements
Section 368.05, F.S.	To amend Rule 25-12.005, F.A.C., Codes and Standards Adopted, to clarify, adopt, and incorporate by reference current federal reporting requirements, minimum safety standards, and testing requirements
Section 368.108, F.S.	To amend paragraph (4)(a) of Rule 25-22.006, F.A.C., Confidential Information, to clarify and change the number of copies required to be filed to be consistent with current filing requirements



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UPDATES TO 2022 REGULATORY PLAN  
SECTION 120.74(1)(c), F.S.

The Commission has no laws or updates to the 2022 Regulatory Plan to report pursuant to Section 120.74(1)(c), F.S.