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STATE OF FLORIDA



MARY ANNE HELTON
INTERIM GENERAL COUNSEL
(850) 413-6096

Public Service Commission

April 22, 2025

Alexandra Leijon, Director
Florida Department of State
Administrative Code and Register Section
400 S. Monroe Street,
Room 701, The Capitol
Tallahassee, FL 32399-0250
RuleAdoptions@DOS.MyFlorida.com

VIA E-MAIL
COMMISSION
CLERK

2025 APR 23 AM 9:25

RECEIVED-FPSC

Re: Rule Certification Packet for Rules 25-12.005, 25-12.008, 25-12.027, 25-12.045, and 25-12.052, F.A.C.

Dear Ms. Leijon:

Enclosed for filing is a complete rule certification packet for Rules 25-12.005, 25-12.008, 25-12.027, 25-12.045, and 25-12.052, F.A.C. consisting of:

- (1) One copy of the signed rule certification form;
- (2) One copy of the signed designation of minor violation rule certification form required by Rule 1-1.010, F.A.C.;
- (3) One copy of the coded text of the rules, including the legal citations, and history notes;
- (4) One copy of the summary of the rules;
- (5) One copy of the detailed written statement of the facts and circumstances justifying the rules;
- (6) One copy of the summary of the hearings held on the rules;
- (7) One copy of the certification form required by Rule 1-1.013, F.A.C., for the materials incorporated by reference that were filed electronically and one copy of the e-mail approval confirmation from the Department of State; and
- (8) One copy of the coded text of the rules in Word version.

Please let me know if you have any questions. The contact name and information for these rules are Jon Rubottom, Florida Public Service Commission, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6191, jrubotto@psc.state.fl.us.

Sincerely,

A handwritten signature in black ink, appearing to be 'JR' followed by a stylized flourish.

Jon Rubottom
Senior Attorney

Enclosures: See above

cc: Office of the Commission Clerk (Docket No. 20250018-GU)

CERTIFICATION OF FLORIDA PUBLIC SERVICE COMMISSION
ADMINISTRATIVE RULES FILED WITH THE DEPARTMENT OF STATE

I hereby certify:

☒ (1) That all statutory rulemaking requirements of Chapter 120, F.S., and all rulemaking requirements of the Department of State have been complied with; and

☒ (2) That there is no administrative determination under Section 120.56(2), F.S., pending on any rule covered by this certification; and

☒ (3) All rules covered by this certification are filed within the prescribed time limitations of Section 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by Section 120.54(3)(a), F.S.; and

☒ (a) Are filed not more than 90 days after the notice; or

☐ (b) Are filed more than 90 days after the notice, but not more than 60 days after the administrative law judge files the final order with the clerk or until 60 days after subsequent judicial review is complete; or

☐ (c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

☐ (d) Are filed more than 90 days after the notice, but not less than 14 nor more than 45 days after the adjournment of the final public hearing on the rule; or

☐ (e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

☐ (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

☐ (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

☐ (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

☐ (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the ombudsman in the Executive Office of the Governor.

The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

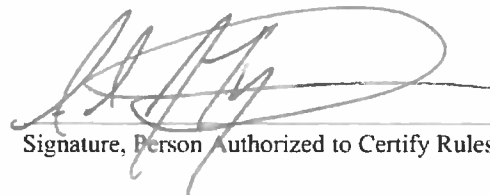
Rule Nos.

25-12.005	
25-12.008	
25-12.027	
25-12.045	
25-12.052	

Under the provision of Section 120.54(3)(e)6.. F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective Date: _____

(month) (day) (year)



Signature, Person Authorized to Certify Rules

Commission Clerk

Title

3

Number of Pages Certified

**DESIGNATION OF RULES THE VIOLATION OF WHICH IS A MINOR VIOLATION
CERTIFICATION**

Pursuant to Section 120.695(2)(c)3, Florida Statutes, I certify as agency head, as defined by section 20.05(1)(b), Florida Statutes, that:

☒ All rules covered by this certification are not rules the violation of which would be a minor violation pursuant to Section 120.695, F.S.

☐ The following parts of the rules covered by this certification have been designated as rules the violation of which would be a minor violation pursuant to Section 120.695, F.S.:

Rule Nos.

Rules covered by this certification:

Rule Nos.

25-12.005

25-12.008

25-12.027

25-12.045

25-12.052



Signature of Agency Head

Chairman, Florida Public Service Commission
Title

25-12.005 Codes and Standards Adopted.

The reporting requirements for operators of natural gas pipeline facilities prescribed by the Pipeline and Hazardous Materials Safety Administration in 49 C.F.R. Part 191 (October 1, ~~2023~~ 2021), are adopted and incorporated by reference as part of these rules and may be accessed at <http://flrules.org/Gateway/reference.asp?No=Ref-18053> ~~https://www.flrules.org/Gateway/reference.asp?No=Ref-15209~~. The minimum federal safety standards for natural gas pipeline facilities and the transportation of natural gas prescribed by the Pipeline and Hazardous Materials Safety Administration in 49 C.F.R. Part 192 (October 1, ~~2023~~ 2021), are adopted and incorporated by reference as part of these rules and may be accessed at <http://flrules.org/Gateway/reference.asp?No=Ref-18054> ~~https://www.flrules.org/Gateway/reference.asp?No=Ref-15210~~. The drug and alcohol testing requirements prescribed by the Pipeline and Hazardous Materials Safety Administration in 49 C.F.R. Part 199 (October 1, ~~2023~~ 2021), are adopted and incorporated by reference as part of these rules and may be accessed at <http://flrules.org/Gateway/reference.asp?No=Ref-18055> ~~https://www.flrules.org/Gateway/reference.asp?No=Ref-15211~~.

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, 7-10-19, 3-20-23, _____.

25-12.008 New, Reconstructed or Converted Facilities.

- (1) No change
- (2) Before a piping system can be converted to a regulated gas, the operator must:
 - (a) No change
 - (b) No change
 - (c) No change
 - (d) No change
 - (e) Establish the maximum allowable operating pressure no greater than the highest sustained operating pressure during the 5 years prior to conversion unless it was tested or uprated after July 1, 1970 in accordance with the Subparts J or K of 49 C.F.R. 192 (2017), as ~~incorporated adopted~~ in Rule 25-12.005, F.A.C.
 - (f) No change

(g) Determine areas of active corrosion in accordance with as required by Subpart I of 49 C.F.R. 192, as incorporated in Rule 25-12.005, F.A.C., (2017) and these rules. Required cathodic protection must be accomplished within 1 year after the date of conversion except that buried steel tubing must be protected prior to placing the system into operation.

Rulemaking Authority 350.127(2), 368.03, 368.05(2) FS. Law Implemented 368.03, 368.05(2) FS. History—New 11-14-70, Amended 9-21-74, 10-7-75, 10-2-84, Formerly 25-12.08, Amended 12-15-09, 10-11-12, 3-2-17, _____.

25-12.027 Welder Qualification.

(1) No welder shall make any pipeline weld unless the welder has qualified in accordance with Section 6, or Section 12 for automatic welding, of American Petroleum Institute Standard 1104 (API 1104), Welding of Pipelines and Related Facilities, 21st edition, September 2013, incorporated by reference herein, or Appendix C of 49 C.F.R. 192, (2017) as incorporated adopted in Rule 25-12.005, F.A.C., within the preceding 15 months, but at least once each calendar year. API 1104 is copyrighted and A copy of API 1104 may be inspected and examined at no cost obtained at the Florida Public Service Commission Office of the Commission Clerk, 2540 Shumard Oak Blvd., Suite 152, Tallahassee, FL 32399-0850 or at the Department of State, 400 S. Monroe Street, Room 701, the Capitol, Tallahassee, FL 32399. A copy of the American Petroleum Institute Standard 1104 may also be obtained from the American Petroleum Institute (API), 200 Massachusetts Avenue NW, Suite 1100, Washington, DC 20001-5571 from <http://www.api.org/Standards/>.

(2) No change

Rulemaking Authority 350.127(2), 368.03, 368.05(2) FS. Law Implemented 368.03, 368.05 FS. History—New 1-7-92, Amended 12-15-09, 10-11-12, 3-2-17, _____.

25-12.045 Inactive Gas Service Lines.

(1) An operator shall take the following actions for inactive gas service lines that have been used, but have become inactive without reuse:

(a) No change

(b) No change

(c) Annual risk assessments shall be made for all service lines that have been inactive for more than one year.

1. The annual risk assessments shall identify potential threats and shall rank risks using the operator's Distribution Integrity Management Plan developed pursuant to Subpart P of 49 C.F.R. 192, Subpart P (2011) which is incorporated by reference in Rule 25-12.005, F.A.C. The annual risk assessments shall include the following required elements of the operator's Distribution Integrity Management Plan in identifying threats: Presence of excess flow valves, incident and leak history, corrosion control records, continuing surveillance records, patrolling records, maintenance history, excavation damage experience, and any other data deemed relevant by the operator.

2. No change

3. No change

(d) No change

(e) After a service line has been inactive for a period of five years, if the inactive service line is constructed of bare steel or cast iron or does not comply with current materials standards in 49 C.F.R. 192 ~~(2011)~~, as incorporated by reference in Rule 25-12.005, F.A.C., the inactive service line shall be retired and physically abandoned within six months.

(f) No change

(2) No change

(3) No change

Rulemaking Authority 350.127(2), 368.03, 368.05(2) FS. Law Implemented 368.03, 368.05(2) FS. History—New 9-21-74, Repromulgated 10-7-75, Amended 10-2-84, Formerly 25-12.45, Amended 1-7-92, 3-18-13,_____.

25-12.052 Corrosion Control Criteria for Cathodic Protection of Buried or Submerged Metallic Pipeline.

(1) The only acceptable criteria for the determination of cathodic protection shall be I-A(1), I-A(3) and I-A(5) of Appendix D, of 49 C.F.R. 192, incorporated by reference in Rule 25-12.005, F.A.C (2011).

(2) through (3) renumbered (a) through (b) No change.

(a) through (f) renumbered 1. through 6. No change.

(4) through (5) renumbered (2) through (3) No change.

Rulemaking Authority 350.127(2), 368.03, 368.05(2) FS. Law Implemented 368.03, 368.05 FS. History—New 10-7-75, Amended 10-2-84, Formerly 25-12.52, Amended 1-7-92, 10-11-12,_____.

SUMMARY OF THE RULES

The rules incorporate and implement the minimum federal safety standards and reporting requirements for pipeline facilities and transportation of natural gas, and establish safety standards for pipeline facilities.

WRITTEN STATEMENT OF THE FACTS AND CIRCUMSTANCES JUSTIFYING THE RULES

The rules implement safety standards and reporting requirements for pipeline facilities and transportation of natural gas as prescribed by the Pipeline and Hazardous Materials Safety Administration (PHMSA) regulations. Rule 25-12.005, F.A.C., incorporates by reference the federal regulations, which are found in 49 Code of Federal Regulations (C.F.R.) Parts 191, 192, and 199. The purpose of the rule amendments is to incorporate by reference into Rule 25-12.005, F.A.C., the October 1, 2023, version of the federal standards (49 C.F.R. Parts 191, 192, and 199) that apply to natural gas pipeline operators under the Commission's jurisdiction, to clarify references to those standards in the other rules, and to otherwise update the language of the rules for clarity and consistency.

SUMMARY OF ANY HEARINGS HELD ON THE RULES

No timely request for a hearing was received by the agency, and no hearing was held.

CERTIFICATION OF MATERIALS INCORPORATED

BY REFERENCE IN RULES FILED WITH THE DEPARTMENT OF STATE

I hereby certify pursuant to Rule 1-1.013, Florida Administrative Code, that materials incorporated by reference in Rule 25-12.005 have been:

☒ (1) Filed through the Department of State's e-rulemaking website at www.flrules.org.

☐ (2) That because there would be a violation of federal copyright laws if the submitting agency filed the incorporated materials as described in option (1) above, a true and complete copy of the incorporated materials has been provided to the Department of State as outlined in paragraph 1-1.013(5)(c), F.A.C. Copies of the incorporated materials below may be obtained at the agency by [include address(es)/location(s)].

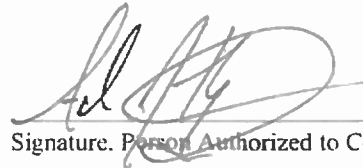
List form numbers and form titles, or title of documents below:

49 C.F.R. Part 191 (October 1, 2023)

49 C.F.R. Part 192 (October 1, 2023)

49 C.F.R. Part 199 (October 1, 2023)

Under the provisions of Section 120.54(3)(e)6., F.S., the attached materials take effect 20 days from the date filed with the Department of State, or a later date as specified in the rule.



Signature. Person Authorized to Certify Rules

Commission Clerk

Title

Jon Rubottom

From: Janet Cayson
Sent: Monday, April 21, 2025 2:03 PM
To: Jon Rubottom
Subject: 25-12.005 Reference Material for Rule Adoption Approved - 49 C.F.R. Part 191

From DOS

Janet Cayson

Senior Legal Assistant
Appeals, Rules & Ethics Section
Office of the General Counsel
Florida Public Service Commission
(850) 413-6185
jcayson@psc.state.fl.us

From: FL-Rules@dos.state.fl.us <FL-Rules@dos.state.fl.us>
Sent: Monday, April 21, 2025 1:53 PM
To: Janet Cayson <JCayson@psc.state.fl.us>
Cc: flrules@dos.state.fl.us
Subject: 25-12.005 Reference Material for Rule Adoption Approved

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear JCayson:

The reference material for rule adoption you submitted has been approved by the Administrative Code and Register Staff.

The approved material is available in the [Review/Modify Agency Reference Material](#) list (Agency Main Menu page).

Rule Number: 25-12.005

Reference Number: Ref-18053; Reference Name: 49 C.F.R. Part 191

Click [here](#) to log in.

Administrative Code and Register Staff
Florida Department of State

Jon Rubottom

From: Janet Cayson
Sent: Monday, April 21, 2025 2:02 PM
To: Jon Rubottom
Subject: 25-12.005 Reference Material for Rule Adoption Approved - 49 C.F.R. Part 192

Approval from DOS

Janet Cayson

Senior Legal Assistant
Appeals, Rules & Ethics Section
Office of the General Counsel
Florida Public Service Commission
(850) 413-6185
jcayson@psc.state.fl.us

From: FL-Rules@dos.state.fl.us <FL-Rules@dos.state.fl.us>
Sent: Monday, April 21, 2025 1:53 PM
To: Janet Cayson <JCayson@psc.state.fl.us>
Cc: flrules@dos.state.fl.us
Subject: 25-12.005 Reference Material for Rule Adoption Approved

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear JCayson:

The reference material for rule adoption you submitted has been approved by the Administrative Code and Register Staff.

The approved material is available in the [Review/Modify Agency Reference Material](#) list (Agency Main Menu page).

Rule Number: 25-12.005

Reference Number: Ref-18054; Reference Name: 49 C.F.R. Part 192

Click [here](#) to log in.

Administrative Code and Register Staff
Florida Department of State

Jon Rubottom

From: Janet Cayson
Sent: Monday, April 21, 2025 2:03 PM
To: Jon Rubottom
Subject: 25-12.005 Reference Material for Rule Adoption Approved - 49 C.F.R. Part 199

From DOS

Janet Cayson

Senior Legal Assistant
Appeals, Rules & Ethics Section
Office of the General Counsel
Florida Public Service Commission
(850) 413-6185
jcayson@psc.state.fl.us

From: FL-Rules@dos.state.fl.us <FL-Rules@dos.state.fl.us>
Sent: Monday, April 21, 2025 1:53 PM
To: Janet Cayson <JCayson@psc.state.fl.us>
Cc: flrules@dos.state.fl.us
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Dear JCayson:

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The approved material is available in the [Review/Modify Agency Reference Material](#) list (Agency Main Menu page).

Rule Number: 25-12.005

Reference Number: Ref-18055; Reference Name: 49 C.F.R. Part 199

Click [here](#) to log in.

Administrative Code and Register Staff
Florida Department of State



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

April 22, 2025

Jon Rubottom, Esq.
Senior Attorney
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

Dear Jon Rubottom:

Your adoption package for Rules 25-12.005, .008, .027, .045, and .052, F.A.C. was received, electronically, by the Florida Department of State, Administrative Code and Register at 1:43 p.m. on April 22, 2025. After review, it appears that the package meets statutory requirements and those of Rule 1-1.010, F.A.C. and is deemed filed for adoption at the time received, as indicated above. The effective date is May 12, 2025.

Sincerely,

Alexandra Leijon
Administrative Code and Register Director

AL

From: [Jon Rubottom](#)
To: [RuleAdoptions](#)
Subject: Rule Certification Packet for Rules 25-12.005, 25-12.008, 25-12.027, 25-12.045, and 25-12.052, F.A.C.
Date: Tuesday, April 22, 2025 1:43:24 PM
Attachments: [\[25-12.005 etc.\] Rule Certification Packet.pdf](#)
[Rules 25-12.005 .008 .027 .045 .052 \[NPR coded text\].docx](#)

EMAIL RECEIVED FROM EXTERNAL
SOURCE

The attachments/links in this message have been scanned by Proofpoint.

Good afternoon:

Please see the rule certification materials for Rules 25-12.005, 25-12.008, 25-12.027, 25-12.045, and 25-12.052, F.A.C., attached to this email. The PDF file contains the complete Rule Certification Packet, and the Word document contains a copy of the coded text of the rules. I await your email confirming receipt of these documents.

Thank you,

Jon Rubottom

Senior Attorney
Appeals, Rules & Ethics Section
Office of the General Counsel
Florida Public Service Commission
Email: JRubotto@psc.state.fl.us
Phone: (850) 413-6191



PLEASE NOTE: Florida has broad public records laws. Written communications to or from the Florida Public Service Commission may be considered public records, which must be made available to anyone upon request. Your e-mail communications may therefore be subject to public disclosure.

BEN ALBRITTON
President



Representative Tobin Rogers "Toby" Overdorf, Chair
Senator Erin Grall, Vice Chair
Senator Mack Bernard
Senator Don Gaetz
Senator Thomas J. "Tom" Leek
Senator Tina Scott Polsky
Senator Carlos Guillermo Smith
Senator Clay Yarborough
Representative William "Bill" Conerly
Representative Chad Johnson
Representative Kim Kendall
Representative Leonard Spencer
Representative Debra Tendrich
Representative Meg Weinberger

DANIEL PEREZ
Speaker



KENNETH J. PLANTE
COORDINATOR
Room 680, Pepper Building
111 West Madison Street
Tallahassee, Florida 32399-1400
Telephone (850) 488-9110
Fax (850) 922-6934
www.japc.state.fl.us
japc@leg.state.fl.us

THE FLORIDA LEGISLATURE
**JOINT ADMINISTRATIVE
PROCEDURES COMMITTEE**

CERTIFICATION

Department: Public Service Commission
Agency:
Rule No(s): 25-12.005, .008, .027, .045, .052
File Control No: 195714

As required by subparagraph 120.54(3)(e)4 F.S., the Joint Administrative Procedures Committee hereby certifies that:

- ☒ There were no material and timely written comments or written inquiries made on behalf of the committee regarding the above listed rule; or
- ☐ The adopting agency has responded in writing to all material and timely written comments or written inquiries made on behalf of the committee regarding the above listed rules; or
- ☐ The adopting agency has not responded in writing to all material and timely written comments or written inquiries made on behalf of the Committee regarding the above listed rules.

Certification Date: 4/22/2025

This certification expires after: 4/29/2025

Certifying Attorney: Jamie Jackson

NOTE:

- ☒ *The above certified rules include materials incorporated by reference.*
- ☐ *The above certified rules do not include materials incorporated by reference.*