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Public Service Commission

June 5, 2026

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

VIA EMAIL
japc@leg.state.fl.us

Re: Docket No. 20260040-OT; Proposed Amendment of Rules 25-6.003, F.A.C., Definitions; 25-30.255, F.A.C., Measurement of Service for Water Utilities; and 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges; and Proposed Repeal of Rules 25-9.020, F.A.C., Front Cover; 25-9.060, F.A.C., Front Cover; 25-9.071, F.A.C., Back Cover; and 25-30.010, F.A.C., Rules for General Application

Dear Mr. Plante:

Enclosed are the following materials concerning the above referenced proposed rules:

1. A copy of the proposed rules.
2. A copy of all materials incorporated by reference in the proposed rules.
3. A copy of the F.A.R. notices.
4. A statement of facts and circumstances justifying the proposed rules.
5. A federal standards statement.
6. Statement of Estimated Regulatory Costs for the rules.

If there are any questions with respect to these rules, please do not hesitate to call me at (850) 413-6630.

Sincerely,

Susan Sapoznikoff

Susan Sapoznikoff
Special Counsel

Enclosures

cc: Jaime Jackson, JAPC

Office of Commission Clerk

25-6.003 Definitions.

~~(1) Definitions of general applicability. The definitions of terms used in this chapter shall be stated in the Authoritative Dictionary of IEEE Standard Terms, 7th edition, published in December 2000, incorporated herein by reference, except to the extent and for the purposes that the terms are defined elsewhere in this chapter. The definitions in subsection (2) shall be used for all purposes in this chapter.~~

~~(2) Definitions of terms.~~

(1)~~(a)~~ "Commission." Unless a different intent clearly appears from the context, the word "Commission" means ~~shall be construed to mean~~ the Florida Public Service Commission.

(2)~~(b)~~ "Customer." Any person, firm, partnership, company, corporation, association, governmental agency or similar organization, that ~~who~~ makes application for and is supplied with electric service by the utility for its ultimate use and not for use by, to, or through any other person or entity unless specifically authorized by the Commission.

(3)~~(c)~~ "Meter." The word "meter," when used in these rules without other qualification, means ~~shall be construed to mean~~ any device used for the purpose of measuring the service rendered to a customer by a utility.

(4)~~(d)~~ "Point of Delivery." The first point of connection between the facilities of the serving utility and the premises wiring.

(5)~~(e)~~ "Service." The supply of electricity by the utility to the customer, including the readiness to serve and availability of electrical energy at the customer's point of delivery at the standard available voltage and frequency whether or not utilized by the customer.

(6)~~(f)~~ "Service Drop." The overhead service conductors from the last pole or other aerial support to and including the splices, if any, connecting to the service entrance conductors at the building or other structure.

(7)~~(g)~~ "Service Lateral." The underground conductors between the transformer(s) or transformer secondary, including any risers at a pole or other structure, and the point of

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

delivery.

(8)~~(h)~~ "Utility." Unless a different intent clearly appears from the context, the word or words "utility" or "electric utility" as used in these rules has ~~shall have~~ the same meaning as ~~set out for~~ "public utility" as defined in Section 366.02, F.S., and includes ~~shall include~~ all such utilities subject to Commission jurisdiction.

Rulemaking Authority 366.05(1) FS. Law Implemented 366.05(1) FS. History–New 7-29-69, Amended 4-13-80, Formerly 25-6.03, Amended 12-4-03,_____.

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

25-9.020 Front Cover.

~~The front cover shall identify the volume as the rate book or tariff filed by the particular utility with the Florida Public Service Commission governing the sale of the specific utility service provided.~~

Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.091 FS. History–New 1-8-75, Formerly 25-9.20. Repealed ____.

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

25-9.060 Front Cover.

~~The front cover shall identify the volume as the rate book submitted by the particular utility with the Florida Public Service Commission governing the specific utility service provided.~~

Rulemaking Authority 366.05(1) FS. Law Implemented 366.04(2)(b) FS. History–New 8-9-79, Formerly 25-9.60. <u>*Repealed* ____</u>.

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

25-9.071 Back Cover.

~~Will be the back cover.~~

Rulemaking Authority 366.05(1) FS. Law Implemented 366.04(2)(b) FS. History–New 8-9-79, Formerly 25-9.71. Repealed ____.

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

25-30.010 Rules for General Application.

~~The rules hereinafter set forth are for general application and are subject to such changes and modifications, permitted by law, as the Commission from time to time may determine advisable. The rules are supplementary to the Water and Wastewater System Regulatory Law, Chapter 367, F.S.~~

Rulemaking Authority 367.121 FS. Law Implemented 367.121 FS. History–New 2-3-70, Amended 9-12-74, Formerly 25-10.01, 25-10.001, Amended 1-31-00<u>, Repealed ____</u>.

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

25-30.255 Measurement of Service for Water Utilities.

(1) Except as provided in subsection (2) of this rule, each utility must ~~shall~~ measure water sold upon the basis of metered volume sales unless the Commission approved flat rate service arrangements for that utility.

(2) A utility may provide flat rate on estimated service for:

(a) Temporary service where the utility can readily estimate water use.

(b) Public and private fire protection service.

(c) Water used for street sprinkling and sewer flushing when provided for by contract between the utility and the municipality or other local governmental authority.

~~(3) To measure service, each utility shall use meters which conform to the Standards for Cold Water Meters as adopted by the American Waterworks Association. Copies of these manuals and standards may be obtained from the American Waterworks Association, Publication Sales Department, 6666 West Quincy Avenue, Denver, Colorado 80235.~~

Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.111 FS. History–New 9-12-74, Formerly 25-10.87, 25-10.087, Amended 11-10-86,________.

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

25-30.434 Application for Allowance for Funds Prudently Invested (AFPI) Charges.

(1) An Allowance for Funds Prudently Invested (AFPI) charge is a mechanism <u>that</u> ~~which~~ allows a utility the opportunity to earn a fair rate of return on prudently constructed plant held for future use from the future customers to be served by that plant in the form of a charge paid by those customers.

(2) Each application for AFPI charges <u>must</u> ~~shall~~ comply with the notice requirements specified in Rule 25-30.4345, F.A.C.

(3) Each application for AFPI charges <u>must</u> ~~shall~~ provide the following information. If any of the following items do not apply to the applicant, the applicant <u>must</u> ~~shall~~ state the reason it does not apply.

(a) The applicant's name and address.

(b) A statement describing how the noticing requirements have been complied with, including a copy of the actual notice(s).

(c) The numbers of all Commission order(s) that:

1. Previously established customer rates for the applicant either in a rate case or a reverse make-whole proceeding; and

2. Established AFPI charges for the applicant.

(d) The charge <u>must</u> ~~shall~~ be calculated for one equivalent residential connection (ERC) on a monthly basis up to the time the utility reaches the designed capacity of the plant for which the charge applies. The charges ~~shall~~ cease when the plant has reached its designed capacity <u>or if the plant is abandoned or retired. Further, the AFPI charge ceases if the Commission subsequently approves a 100% used and useful for the associated plant</u>.

(e) A statement explaining the basis for the requested charges and conditions.

(f) The dollar amount of the non-used and useful plant<u>,</u> ~~and the~~ accumulated depreciation, <u>contributions-in-aid-of-construction (CIAC), the accumulated amortization of CIAC,</u> and the methodology used to determine these amounts. The net of these <u>four</u> ~~two~~ amounts <u>will</u> ~~shall~~ be considered the cost of qualifying assets. Separate balances for plant<u>,</u> ~~and for~~ accumulated depreciation, CIAC, and accumulated amortization of CIAC must ~~shall~~ be reported for the water treatment plant, wastewater treatment plant, water transmission and distribution system and wastewater collection system.

(g) The plant capacity related to each of the systems in (f) above and the methodology used to determine the amount.

(h) The number of future customers in number of ERCs related to the non-used and useful plant by system.

(i) The amount of depreciation expense, CIAC amortization expense, and composite depreciation rate related to the non-used and useful plant by system.

(j) The overall rate of return requested for the AFPI charge and the workpapers supporting the calculation.

(k) The last authorized rate of return on equity and references to the docket number of the last rate case and the resulting order.

(l) The state and federal income tax rates requested for calculating the AFPI charge.

(m) All other costs such as non-used and useful property taxes and operation and maintenance expenses removed in the last rate case.

(n) The test year to be used in the calculation, the month that the utility expects the charge to go into effect and the number of years the utility expects to collect the charge. Applicants must p~~P~~rovide a detailed explanation of why the number of years to collect the charge represents a reasonable and prudent management decision in the construction of plant.

(o) The workpapers and calculations used to develop the proposed AFPI charge. Commission Form PSC 1036 (06/26), entitled “Allowance for Funds Prudently Invested,” ~~The utility can may obtain a diskette that~~ outlines the required calculations ~~calculation~~ and is comprised of the following ~~schedules to be used by calling or writing the Division of Accounting and Finance, (850) 413-6410. The~~ required~~ schedules that shall be submitted are~~ “AFPI Filing Schedules:”~~,~~ ~~Commission Form PSC/AFD 26 (11/93), incorporated by reference into this rule, and are as follows:~~

Schedule 1 – List of Information Imputed Into Calculation

Schedule 2 – Calculation of ~~Of~~ Carrying Costs Per ERC

Schedule 3 – Calculation of ~~Of~~ Carrying Costs Per ERC Per Year

Schedule 4 – Calculation of ~~Of~~ Carrying Costs Per ERC Per Month

PSC 1036 (06/26) is incorporated by reference and available at https://flrules.org/Gateway/reference.asp?No=Ref-19609. The form may be obtained on the Commission website at www.floridapsc.com. All calculations and schedules must be provided in Microsoft Excel format, with formulas intact and unlocked; must be provided via USB drive, CD, DVD, or other media; and may not be submitted by e-mail.

~~from the Commission's Division of Accounting and Finance, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.~~

(p) The revised or original tariff sheets necessary to incorporate the AFPI charge into the tariff.

(4) The beginning date for accruing the AFPI charge must ~~shall~~ agree with the month following the end of the test year that was used to establish the amount of non-used and useful plant. If any connections have been made between the beginning date and the effective date of the charge, no AFPI will be collected from those connections.

(5) Unless the utility demonstrates that the 5-year period is inappropriate, it is prudent for a utility to have an investment in future use plant for a period of no longer than 5 years beyond the test year.

(6) For utilities that have non-used and useful plant to be held for periods longer than what is determined to be prudent, the AFPI charge will cease accruing charges and will remain constant after the accrual period, established by the Commission, has expired. The utility can continue to collect the constant charge until all ERCs projected in the calculation have been added.

Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.121 FS. History–New 11-30-93, Amended _____

Schedule 1

Utility Name:
Docket No.:

Allowance for Funds Prudently Invested
Calculation of Carrying Costs for Each ERC

Information Needed

1.	Cost of Qualifying Assets		$	
	a.) Non used and useful Plant	$		
	b.) Non used and useful Accumulated Depreciation	$		
	c.) Non used and useful CIAC	$		
	d.) Non used and useful AA of CIAC	$		
2.	Capacity of Qualifying Assets			GPD
3.	Number of Future Customers			ERC
4.	Annual Net Depreciation Expense		$	
5.	Rate of Return			
6.	Weighted Cost of Equity			
7.	Federal Income Tax Rate			
8.	State Income Tax Rate			
9.	Annual Property Tax		$	
10.	Other Costs		$	
11.	Depreciation Rate of Assets			
12.	Test Year			

Utility Name: **SCHEDULE 2**

Docket No.:

Allowance for Funds Prudently Invested

Calculation of Carrying Costs for Each ERC:

Cost of Qualifying Assets:	$	Annual Depreciation Expense:	$
Divided By Future ERC:		Future ERC's:	
Cost/ERC:	$	Annual Depr. Cost per ERC:	$
Multiply By Rate of Return:			
Annual Return Per ERC:	$	Annual Property Tax Expense:	$
		Future ERC's:	
Annual Reduction in Return:	$		
(Annual Depreciation Expense		Annual Prop. Tax per ERC:	$
per ERC Times Rate of Return)			
Federal Tax Rate:	%	Weighted Cost of Equity:	%
Effective State Tax Rate:	%	Divided by Rate of Return:	%
Total Tax Rate:	%	% of Equity in Return:	
Effective Tax on Return:		Other Costs:	$
(Equity % Times Tax Rate)		Future ERC's:	
Provision For Tax:		Cost per ERC:	$
(Tax on Return/(1-Total Tax Rate))			

SCHEDULE 3

Utility Name:

Docket No.:

Allowance for Funds Prudently Invested

Calculation of Carrying Cost Per ERC Per Year:

	Year 1	Year 2	Year 3	Year 4	Year 5
Unfunded Other Costs:	$				
Unfunded Annual Depreciation:					
Unfunded Property Tax:					
Subtotal Unfunded Annual Expense:	$	$	$	$	$
Unfunded Expenses Prior Year:					
Total Unfunded Expenses:	$	$	$	$	$
Return on Expenses Current Year:					
Return on Expenses Prior Year:					
Return on Plant Current Year:					
Earnings Prior Year:					
Compound Earnings from Prior Year:					
Total Compounded Earnings:	$	$	$	$	$
Earnings Expansion Factor for Tax:					
Revenue Required to Fund Earnings:	$	$	$	$	$
Revenue Required to Fund Expenses:					
Subtotal:	$	$	$	$	$
Divided by Factor for Regulatory Assessment Fee					
ERC Carrying Cost for 1 Year:	**$**	**$**	**$**	**$**	**$**

Schedule 4

Utility Name:

Docket No.:

Allowance for Funds Prudently Invested

Calculation of Carrying Cost Per ERC Per Month:

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6
January						
February						
March						
April						
May						
June						
July						
August						
September						
October						
November						
December						

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION
RULE NO.: RULE TITLE:
25-6.003Definitions
PURPOSE AND EFFECT: To update and clarify the rule following the statutory rule review mandated by Section 120.5435, F.S. Docket No.: 20260040-OT
SUMMARY: The amendments to Rule 25-6.003, F.A.C., delete reference to materials incorporated by reference that are no longer relevant, and update and clarify 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 can be viewed in its entirety on the Commission's website at https://www.floridapsc.com/pscfiles/library/filings/2026/03298-2026/03298-2026.pdf.
The SERC examined the factors required by Section 120.541(2), F.S., and concluded that the proposed rule will not likely increase regulatory costs, including any transactional costs or have an adverse impact on business competitiveness, productivity, or innovation in excess of $1 million in the aggregate within five years of implementation. The proposed rule would have no impact on small business, would have no implementation cost to the Commission or other state and local government entities, and would have no impact on small cities or counties.
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: 366.05(1), F.S.
LAW IMPLEMENTED: 366.05(1), 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: Susan Sapoznikoff, Office of General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6630, susan.sapoznikoff@psc.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

25-6.003 Definitions.

~~(1) Definitions of general applicability. The definitions of terms used in this chapter shall be stated in the Authoritative Dictionary of IEEE Standard Terms, 7th edition, published in December 2000, incorporated herein by reference, except to the extent and for the purposes that the terms are defined elsewhere in this chapter. The definitions in subsection (2) shall be used for all purposes in this chapter.~~

~~(2) Definitions of terms.~~

(1)~~(a)~~ "Commission." Unless a different intent clearly appears from the context, the word "Commission" means ~~shall be construed to mean~~ the Florida Public Service Commission.

(2)~~(b)~~ No change.

(3)~~(c)~~ "Meter." The word "meter," when used in these rules without other qualification, means ~~shall be construed to mean~~ any device used for the purpose of measuring the service rendered to a customer by a utility.

(4)~~(d)~~ No change.

(5)~~(e)~~ No change.

(6)~~(f)~~ No change.

(7)~~(g)~~ No change.

(8)~~(h)~~ "Utility." Unless a different intent clearly appears from the context, the word or words "utility" or "electric utility" as used in these rules has ~~shall have~~ the same meaning as ~~set out for~~ "public utility" as defined in Section 366.02, F.S., and includes ~~shall include~~ all such utilities subject to Commission jurisdiction.

Rulemaking Authority 366.05(1) FS. Law Implemented 366.05(1) FS. History–New 7-29-69, Amended 4-13-80, Formerly 25-6.03, Amended 12-4-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Laura King
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 02, 2026
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 24, 2026 (Volume 52, Number 57)

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION
RULE NOS.:RULE TITLES:
25-9.020Front Cover
25-9.060Front Cover
25-9.071Back Cover
PURPOSE AND EFFECT: To repeal rules determined to be unnecessary following the statutory rule review mandated by Section 120.5435, Florida Statutes.
Docket No.: 20260040-OT
SUMMARY: These rules are being repealed because they are unnecessary or repetitive of other rules.
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 can be viewed in its entirety on the Commission's website at https://www.floridapsc.com/document-detail?documentNumber=03298-2026.
The SERC examined the factors required by Section 120.541(2), F.S., and concluded that the rule repeals will not likely increase regulatory costs, including any transactional costs or have an adverse impact on business competitiveness, productivity, or innovation in excess of $1 million in the aggregate within five years of implementation. The proposed repeals would have no impact on small business, would have no implementation cost to the Commission or other state and local government entities, and would have no impact on small cities or counties.
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(1), 367.121, F.S.
LAW IMPLEMENTED: 366.04(2)(b), 366.05(1), 367.091, 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: Susan Sapoznikoff, Office of General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6630, susan.sapoznikoff@psc.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

25-9.020 Front Cover.
Rulemaking Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented 366.05(1), 367.091 FS. History–New 1-8-75, Formerly 25-9.20, Repealed .

25-9.060 Front Cover.
Rulemaking Authority 366.05(1) FS. Law Implemented 366.04(2)(b) FS. History–New 8-9-79, Formerly 25-9.60, Repealed .

25-9.071 Back Cover.
Rulemaking Authority 366.05(1) FS. Law Implemented 366.04(2)(b) FS. History–New 8-9-79, Formerly 25-9.71, Repealed .

NAME OF PERSON ORIGINATING PROPOSED RULE: Corey Hampson
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 2, 2026
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 24, 2026 (Volume 52, Number 57)

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION
RULE NOS.:RULE TITLES:
25-30.010 Rules for General Application
25-30.255 Measurement of Service for Water Utilities
25-30.434 Application for Allowance for Funds Prudently Invested (AFPI) Charges
PURPOSE AND EFFECT: To update and clarify Rules 25-30.255 and 25-30.434, F.A.C., and to repeal Rule 25-30.010, F.A.C., following the statutory rule review mandated by Section 120.5435, F.S.
Docket No.: 20260040-OT
SUMMARY: Rule 25-30.010, F.A.C., is being repealed because it is unnecessary; it serves no purpose other than to be an introduction to the other rules in that section. The amendments to Rule 25-30.255, F.A.C., delete reference to materials incorporated by reference that are no longer relevant, and update and clarify the rule language. The amendments to Rule 25-30.434, F.A.C., substitute a new form, which is incorporated by reference, and which is necessary to reflect current practice and procedure.
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 can be viewed in its entirety on the Commission's website at https://www.floridapsc.com/document-detail?documentNumber=03298-2026.
The SERC examined the factors required by Section 120.541(2), F.S., and concluded that neither the proposed rules nor the proposed repeal will likely increase regulatory costs, including any transactional costs or have an adverse impact on business competitiveness, productivity, or innovation in excess of $1 million in the aggregate within five years of implementation. Neither the proposed rules nor the proposed repeal would have any impact on small business, would have no implementation cost to the Commission or other state and local government entities, and would have no impact on small cities or counties.
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 on the statements of estimated regulatory costs.
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), 367.121, F.S.
LAW IMPLEMENTED: 367.081, 367.111, 367.121, 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: Susan Sapoznikoff, Office of General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6630, susan.sapoznikoff@psc.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

25-30.010 Rules for General Application.
Rulemaking Authority 367.121 FS. Law Implemented 367.121 FS. History–New 2-3-70, Amended 9-12-74, Formerly 25-10.01, 25-10.001, Amended 1-31-00, Repealed ___.

25-30.255 Measurement of Service for Water Utilities.
(1) Except as provided in subsection (2) of this rule, each utility must ~~shall~~ measure water sold upon the basis of metered volume sales unless the Commission approved flat rate service arrangements for that utility.
(2) No change.

~~(3) To measure service, each utility shall use meters which conform to the Standards for Cold Water Meters as adopted by the American Waterworks Association. Copies of these manuals and standards may be obtained from the American Waterworks Association, Publication Sales Department, 6666 West Quincy Avenue, Denver, Colorado 80235.~~

Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.111 FS. History–New 9-12-74, Formerly 25-10.87, 25-10.087, Amended 11-10-86,___.

25-30.434 Application for Allowance for Funds Prudently Invested (AFPI) Charges.

(1) An Allowance for Funds Prudently Invested (AFPI) charge is a mechanism that ~~which~~ allows a utility the opportunity to earn a fair rate of return on prudently constructed plant held for future use from the future customers to be served by that plant in the form of a charge paid by those customers.

(2) Each application for AFPI charges must ~~shall~~ comply with the notice requirements specified in Rule 25-30.4345, F.A.C.

(3) Each application for AFPI charges must ~~shall~~ provide the following information. If any of the following items do not apply to the applicant, the applicant must ~~shall~~ state the reason it does not apply.

(a) through (c) No change

(d) The charge must ~~shall~~ be calculated for one equivalent residential connection (ERC) on a monthly basis up to the time the utility reaches the designed capacity of the plant for which the charge applies. The charges ~~shall~~ cease when the plant has reached its designed capacity or if the plant is abandoned or retired. Further, the AFPI charge ceases if the Commission subsequently approves a 100% used and useful for the associated plant.

(e) No change.

(f) The dollar amount of the non-used and useful plant, ~~and the~~ accumulated depreciation, contributions-in-aid-of-construction (CIAC), the accumulated amortization of CIAC, and the methodology used to determine these amounts. The net of these four ~~two~~ amounts will ~~shall~~ be considered the cost of qualifying assets. Separate balances for plant, ~~and for~~ accumulated depreciation, CIAC, and accumulated amortization of CIAC must ~~shall~~ be reported for the water treatment plant, wastewater treatment plant, water transmission and distribution system and wastewater collection system.

(g) through (h) No change.

(i) The amount of depreciation expense, CIAC amortization expense, and composite depreciation rate related to the non-used and useful plant by system.

(j) through (m) No change.

(n) The test year to be used in the calculation, the month that the utility expects the charge to go into effect and the number of years the utility expects to collect the charge. Applicants must p~~P~~rovide a detailed explanation of why the number of years to collect the charge represents a reasonable and prudent management decision in the construction of plant.

(o) The workpapers and calculations used to develop the proposed AFPI charge. Commission Form PSC 1036 (06/26), entitled "Allowance for Funds Prudently Invested," ~~The utility can may obtain a diskette that~~ outlines the required calculations ~~calculation~~ and is comprised of the following ~~schedules to be used by calling or writing the Division of Accounting and Finance, (850) 413-6410. The~~ required ~~schedules that shall be submitted are~~ "AFPI Filing Schedules:"~~, Commission Form PSC/AFD 26 (11/93), incorporated by reference into this rule, and are as follows:~~

Schedule 1 – List of Information Imputed Into Calculation

Schedule 2 – Calculation of ~~Of~~ Carrying Costs Per ERC

Schedule 3 – Calculation of ~~Of~~ Carrying Costs Per ERC Per Year

Schedule 4 – Calculation of ~~Of~~ Carrying Costs Per ERC Per Month

PSC 1036 (06/26) is incorporated by reference and available at https://flrules.org/Gateway/reference.asp?No=Ref-19609. The form may be obtained on the Commission website at www.floridapsc.com. All calculations and schedules must be provided in Microsoft Excel format, with formulas intact and unlocked; must be provided via USB drive, CD, DVD, or other media; and may not be submitted by e-mail. ~~from the Commission's Division of Accounting and Finance, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.~~

(p) No change.

(4) The beginning date for accruing the AFPI charge must ~~shall~~ agree with the month following the end of the test year that was used to establish the amount of non-used and useful plant. If any connections have been made between the beginning date and the effective date of the charge, no AFPI will be collected from those connections.

(5) through (6) No change.

Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.121 FS. History–New 11-30-93, Amended __.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sonica Bruce
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 2, 2026
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 24, 2026. (Volume 52, Number 57)

Rule 25-6.00, F.A.C.
Rule 25-9.020, F.A.C.
Rule 25-9.060, F.A.C.
Rule 25-9.071, F.A.C.
Rule 25-30.010, F.A.C.
Rule 25-30.255, F.A.C.
Rule 25-30.434, F.A.C.

Docket No.: 20260040-OT

STATEMENT OF FACTS AND CIRCUMSTANCES JUSTIFYING RULES

In 2025, the Legislature amended Chapter 120, Florida Statutes, to require each agency to review all of its rules over a five-year period. The following rules were identified in the Commission's rule review as part of the rules needing amendment or repeal:

Rules Identified as Needing to be Amended

- Rule 25-6.003, F.A.C., Definitions
- Rule 25-30.255, F.A.C., Measurement of Service for Water Utilities
- Rule 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges.

Rules Identified as Needing to be Repealed

- Rule 25-9.020, F.A.C., Front Cover
- Rule 25-9.060, F.A.C., Front Cover
- Rule 25-9.071, F.A.C., Back Cover
- Rule 25-30.010, F.A.C., Rules for General Application

The amendments to Rule 25-6.003, F.A.C., delete reference to materials incorporated by reference that are no longer relevant, and update and clarify the rule language.

Rules 25-9.020, 25-9.060, 25-9.071, and 25-30.010, are being repealed because they are unnecessary or repetitive of other rules.

Rule 25-30.010, F.A.C., is being repealed because it is unnecessary; it serves no purpose other than to be an introduction to the other rules in that section.

The amendments to Rule 25-30.255, F.A.C., delete reference to materials incorporated by reference that are no longer relevant, and update and clarify the rule language.

The amendments to Rule 25-30.434, F.A.C., substitute a new form, which is incorporated by reference, and which is necessary to reflect current practice and procedure.

The amendments to that rule also update and clarify the rule language.

STATEMENT ON FEDERAL STANDARDS

There are no federal standards for these rules.

State of Florida

Public Service Commission

CAPITAL CIRCLE OFFICE CENTER ● 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: May 4, 2026

TO: Susan Sapoznikoff, Special Counsel, Office of the General Counsel

FROM: Sevini K. Guffey, Public Utility Analyst IV, Division of Economics SKG

RE: Statement of Estimated Regulatory Costs (SERC)
Docket No. 20260040-OT. Proposed amendment of Rules 25-6.003, Florida Administrative Code (F.A.C.), Definitions; 25-30.255, F.A.C., Measurement of Service for Water Utilities; and 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges; and proposed repeal of Rules 25-9.020, F.A.C., Front Cover; 25-9.060, F.A.C., Front Cover; 25-9.071, F.A.C., Back Cover; and 25-30.010, F.A.C., Rules for General Application.

The purpose of this rulemaking is to propose updates and clarifications to Rules 25-6.003, Florida Administrative Code (F.A.C.), Definitions; 25-30.255, F.A.C., Measurement of Service for Water Utilities; and 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges; and propose repeal of Rules 25-9.020, F.A.C., Front Cover; 25-9.060, F.A.C., Front Cover; 25-9.071, F.A.C., Back Cover; and 25-30.010, F.A.C., Rules for General Application. The proposed rulemaking is necessitated by the statutory rule review mandated by Section 120.5435, Florida Statutes (F.S.).

Paragraph (1) of Rule 25-30.003, F.A.C., Definitions of general applicability is proposed to be deleted because the 7th edition published in December 2000, Authoritative Dictionary of The Institute of Electrical and Electronics Engineers (IEEE) Standard Terms, as referenced in the rule, is obsolete. Also, the National Electrical Safety Code (NESC) which is incorporated by reference later in Rule 25-6, F.A.C., includes definitions of general applicability. Deleting an obsolete reference in the rule will minimize confusion for all stakeholders and there are no costs associated with this rule for any stakeholder.

Paragraph (3) in Rule 25-30.255, F.A.C., is proposed to be deleted because it requires water utilities to use meters which conform to specific standards. Rules 25-30.261, F.A.C., through 25-30.267, F.A.C., encompass the necessary requirements regarding water utility meter readings and testing to ensure accurate measurement of service regardless of the meter type used. Therefore, Rule 25-30.255(3), F.A.C. is obsolete and there are no costs for the stakeholders associated with the repeal of paragraph (3) in Rule 25-30.255, F.A.C.

Rule 25-30.434, F.A.C., is proposed to be amended to update and clarify the rule and repeal unnecessary rule language to comply with the statutory rule review mandated by Section

120.5435, F.S. The proposed revised rule clarifies the calculation for net CIAC (contribution-in-aid-of-construction and accumulated amortization of CIAC). The proposed revised rule also specify additional language indicating that if the plant is abandoned and/or retired, then the AFPI charges must cease. The proposed rule language indicates the location of the website address for the Commisson Form entitled AFPI, which outlines the calculation and schedules used to develop the proposed AFPI charge. Finally, new language is proposed to state that all calculations and schedules must be provided electronically to the Commission.

The proposed amended rules would not result in negative fiscal impacts to the electric investor owned utilities, electric cooperatives, municipal utilities, water, and wastewater utilities, as discussed in the attached SERC. No regulatory alternatives were submitted pursuant to Section 120.541(1)(a), F.S. by any affected entity. None of the impacts/cost criteria established in Section 120.541(2)(a)-(e), F.S., will be exceeded as a result of the proposed revisions to the rules.

Additionally, staff is proposing the repeal of Rules 25-9.020, F.A.C., 25-9.060, F.A.C., 25-9.071, F.A.C., and 25-30.010, F.A.C., as they are obsolete and the SERCs conclude that the repeal will not result in negative economic impacts.

cc: SERC file

SERCs FOR RULES TO BE AMENDED

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-6.003, F.A.C., Definitions

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

   Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

   Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: Rule 25-6.003(1), F.A.C., Definitions of general applicability is proposed to be deleted because the Authoritative Dictionary of The Institute of Electrical and Electronics Engineers (IEEE) Standard Terms, as referenced in the rule, is obsolete. Also, the National Electrical Safety Code (NESC) which is incorporated by reference later in Rule 25-6, F.A.C., includes definitions of general applicability. Deleting an obsolete reference in the rule will minimize confusion for all stakeholders and there are no costs associated with this rule for any stakeholder.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

The number of entities required to comply with Rule 25-6.003, F.A.C., are four (4) investor owned electric utilities, 18 electric cooperatives, and 34 municipal electric utilities.

(2) A general description of the types of individuals likely to be affected by the rule.

NA

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A "Small City" is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A "small county" is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: Paragraph (1) of Rule 25-6.003, F.A.C., is proposed to be deleted because it is obsolete and no costs are associated with this rule revision. Deleting the obsolete reference in the rule will minimize confusion for the stakeholders; utilities, ratepayers, Commission staff, small businesses, state and local government entities, and other parties directly affected.

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

- [x] No regulatory alternatives were submitted.
- [ ] A regulatory alternative was received from
- [ ] Adopted in its entirety.
- [ ] Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission

STATEMENT OF ESTIMATED REGULATORY COSTS

Rule 25-30.255, F.A.C., Measurement of Service for Water Utilities.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule?

[120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: Rule 25-30.255(3), F.A.C., is proposed to be deleted because it requires water utilities to use meters which conform to specific standards. Rules 25-30.261, F.A.C., through 25-30.267, F.A.C., encompass the necessary requirements regarding water utility meter readings and testing to ensure accurate measurement of service regardless of the meter type used. Therefore, Rule 25-30.255(3), F.A.C. is not needed and there are no costs for the stakeholders associated with the repeal of paragraph (3) in Rule 25-30.255, F.A.C.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

Number of entities likely to be required to comply with this rule are 123 water utilities regulated by the PSC.

(2) A general description of the types of individuals likely to be affected by the rule.

None.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A "Small City" is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A "small county" is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: None.

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

☒ No regulatory alternatives were submitted.

☐ A regulatory alternative was received from

☐ Adopted in its entirety.

☐ Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission

STATEMENT OF ESTIMATED REGULATORY COSTS

Rule 25-30.434, F.A.C., Application for Allowance for Funds Prudently Invested (AFPI) Charges.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

   Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

   Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: Rule 25-30.434, F.A.C., is proposed to be amended to update and clarify the rule and repeal unnecessary rule language to comply with the statutory rule review mandated by Section 120.5435, F.S. The proposed revised rule clarifies the calculation for net CIAC (contribution-in-aid-of-construction and accumulated amortization of CIAC). The proposed revised rule also specify additional language indicating that if the plant is abandoned and/or retired, then the AFPI charges must cease. Finally, the revised rule indicates the location of the website address for the Commisson Form entitled AFPI, which outlines the calculation and schedules used to develop the proposed AFPI charge.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

Number of entities likely to be required to comply with this rule are 123 water utilities and 86 wastewater utilities regulated by the PSC.

(2) A general description of the types of individuals likely to be affected by the rule.

Individuals affected would be the ratepayers of the water and wastewater utilities; greater clarity of the proposed revised rule would allow the utilities' future customers to not over collect AFPI charges.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A "Small City" is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A "small county" is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: Greater clarity of the proposed revised rule should result in reducing utilities' time to appropriately to interpret and apply the rule more effectvely and allow the utility's future customers to not overcollect AFPI charges.

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

☒ No regulatory alternatives were submitted.

☐ A regulatory alternative was received from

☐ Adopted in its entirety.

☐ Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

SERCs FOR RULES TO BE REPEALED

Florida Public Service Commission

STATEMENT OF ESTIMATED REGULATORY COSTS

Rule 25-9.020 Front Cover, F.A.C.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

   Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

   Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: The recommended repeal of Rule 25-9.020, F.A.C., Front Cover, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

☒ No regulatory alternatives were submitted.

☐ A regulatory alternative was received from

☐ Adopted in its entirety.

☐ Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-9.060 Front Cover, F.A.C.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

   Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

   Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: The recommended repeal of Rule 25-9.060, F.A.C., Front Cover, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

☒ No regulatory alternatives were submitted.

☐ A regulatory alternative was received from

☐ Adopted in its entirety.

☐ Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-9.071 Back Cover, F.A.C.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

   Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

   Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: The recommended repeal of Rule 25-9.071, F.A.C., Back Cover, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. "Transactional costs" may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) "Small business" is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A "Small City" is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A "small county" is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

☒ No regulatory alternatives were submitted.

☐ A regulatory alternative was received from

☐ Adopted in its entirety.

☐ Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.

Florida Public Service Commission
STATEMENT OF ESTIMATED REGULATORY COSTS
Rule 25-30.010, F.A.C., Rules for General Application.

1. Will the proposed rule have an adverse impact on small business? [120.541(1)(b), F.S.] (See Section E. below for definition of small business.)

   Yes ☐ No ☒

If the answer to Question 1 is "yes," see comments in Section E.

2. Is the proposed rule likely to directly or indirectly increase regulatory costs in excess of $200,000 in the aggregate in this state within 1 year after implementation of the rule? [120.541(1)(b), F.S.]

   Yes ☐ No ☒

If the answer to either question above is "yes," a Statement of Estimated Regulatory Costs (SERC) must be prepared. The SERC shall include an economic analysis showing:

A. Whether the rule directly or indirectly:

(1) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)1, F.S.]

Economic growth	Yes ☐	No ☒
Private-sector job creation or employment	Yes ☐	No ☒
Private-sector investment	Yes ☐	No ☒

(2) Is likely to have an adverse impact on any of the following in excess of $1 million in the aggregate within 5 years after implementation of the rule? [120.541(2)(a)2, F.S.]

Business competitiveness (including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets)	Yes ☐	No ☒
Productivity	Yes ☐	No ☒
Innovation	Yes ☐	No ☒

(3) Is likely to increase regulatory costs, including any transactional costs, in excess of $1 million in the aggregate within 5 years after the implementation of the rule? [120.541(2)(a)3, F.S.]

Yes ☐ No ☒

Economic Analysis: The recommended repeal of Rule 25-30.010, F.A.C., Rules for General Application, will have no economic impact.

B. A good faith estimate of: [120.541(2)(b), F.S.]

(1) The number of individuals and entities likely to be required to comply with the rule.

None; the rule is recommended to be repealed. See Section (3) above.

(2) A general description of the types of individuals likely to be affected by the rule.

None; the rule is recommended to be repealed. See Section (3) above.

C. A good faith estimate of: [120.541(2)(c), F.S.]

(1) The cost to the agency to implement and enforce the rule.

☒ None. To be done with the current workload and existing staff.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) The cost to any other state and local government entity to implement and enforce the rule.

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(3) Any anticipated effect on state or local revenues.

☒ None.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

D. A good faith estimate of the transactional costs likely to be incurred by individuals and entities (including local government entities) required to comply with the requirements of the rule. “Transactional costs” may include the following: filing fees; expenses to obtain a license; necessary equipment; installation, utilities for, and maintenance of necessary equipment; necessary operations or procedures; accounting, financial, information management, and other administrative processes; labor, based on relevant wages, salaries, and benefits; materials and supplies; capital expenditures, including financing costs; professional and technical services, including contracted services necessary to implement and maintain compliance; monitoring and reporting; qualifying and recurring education, training, and testing; travel; insurance and surety requirements; a fair and reasonable allocation of administrative costs and other overhead; reduced sales or other revenue; or other items suggested by the rules ombudsman in the Executive Office of the Governor or by any interested person, business organization, or business representative. [120.541(2)(d), F.S.]

☒ None. The rule will only affect the agency.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

E. An analysis of the impact on small businesses, small counties, and small cities: [120.541(2)(e), F.S.]

(1) “Small business” is defined by Section 288.703, F.S., as an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than $5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As to sole proprietorships, the $5 million net worth requirement shall include both personal and business investments.

☒ No adverse impact on small business.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

(2) A “Small City” is defined by Section 120.52, F.S., as any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census. A “small county” is defined by Section 120.52, F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.

☒ No impact on small cities or small counties.

☐ Minimal. Provide a brief explanation.

☐ Other. Provide an explanation for estimate and methodology used.

F. In evaluating the impacts described in paragraphs A and E, include a discussion, if applicable, of the market impacts likely to result from compliance with the proposed rule, including: [120.541(2)(f), F.S.]

1. Changes to customer charges for goods or services.
2. Changes to the market value of goods and services produced, provided, or sold.
3. Changes to costs resulting from the purchase of substitute or alternative goods or services.
4. The reasonable value of time to be spent by owners, officers, operators, and managers to understand and comply with the proposed rule, including, but not limited to, time to be spent completing requiring education, training, or testing.

Discussion and Analysis of Market Impacts: NA

G. Any additional information that the agency determines may be useful. [120.541(2)(g), F.S.]

☒ None.

Additional Information:

H. A description of any regulatory alternatives submitted and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule. [120.541(2)(h), F.S.]

☒ No regulatory alternatives were submitted.

☐ A regulatory alternative was received from

☐ Adopted in its entirety.

☐ Rejected. Describe what alternative was rejected and provide a statement of the reason for rejecting that alternative.