

HB 1145

2026

A bill to be entitled
An act relating to electric utility 10-year site
plans; amending s. 186.801, F.S.; revising the
information required to be included in electric
utility 10-year site plans; revising the procedures
for the review and approval or rejection of such plans
by the Florida Public Service Commission; requiring
electric utilities to submit revised plans to the
commission under certain conditions; prohibiting
electric utilities from filing applications for
certification of certain electrical power plant sites;
removing provisions that provide such certification
constitutes an amendment to such plans; revising the
information the commission is required to consider in
its review of such plans; increasing the amount of the
fee the commission is authorized to establish for the
review of such plans; revising the content of the
rules the commission is authorized to adopt for
submitting, processing, and approving such plans;
providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 186.801, Florida Statutes, is amended to read:

26 186.801 Ten-year site plans.—

27 (1) Each electric utility shall submit to the Public
28 Service Commission a 10-year site plan which estimates its
29 anticipated demand, shall estimate its power-generating needs,
30 the impact of planned demand-side management measures on such
31 generating needs, and the general location of its proposed power
32 plant sites. The 10-year plan must ~~shall~~ be submitted and
33 reviewed at least ~~and submitted~~ not less frequently than every 2
34 years.

35 (2) Within 9 months after the receipt of a 10-year site
36 ~~the proposed~~ plan, the commission shall issue a final order
37 approving, approving with amendments, or rejecting ~~make a~~
38 ~~preliminary study of such plan and classify it as "suitable" or~~
39 ~~"unsuitable."~~ The commission may suggest alternatives to the
40 plan.

41 (a) When deciding whether to approve a 10-year site plan,
42 the commission shall make a determination whether the plan is
43 reasonable and in the best interest of the utility's customers
44 and this state.

45 (b) The commission may reject a 10-year site plan if it
46 fails to satisfy the requirements of this section and commission
47 rules.

48 (c) Within 60 days after the receipt of a final order
49 rejecting a 10-year site plan, an electric utility shall submit
50 a revised plan to the commission for approval.

51 (d) The commission shall hold a public hearing for a 10-
52 year site plan submitted by a public utility as defined in s.
53 366.02.

54 (e) The commission may hold a public hearing for a 10-year
55 site plan submitted by any electric utility upon a petition or
56 request for a hearing. Notwithstanding chapter 120 or any other
57 law, the commission shall grant the petition or request if
58 participation by the party submitting the petition or request is
59 in the public interest and will not unduly impair the efficiency
60 or administration of the proceeding.

61 (3) All findings of the commission shall be made available
62 to the Department of Environmental Protection for its
63 consideration at any subsequent electrical power plant site
64 certification proceedings.

65 (4) It is recognized that 10-year site plans submitted by
66 an electric utility are tentative information for planning
67 purposes only and may be amended and submitted for approval at
68 any time at the discretion of the utility ~~upon written~~
69 ~~notification to the commission. An electric utility may not file~~
70 ~~an A~~complete application for certification of an electrical
71 power plant site under chapter 403 ~~that, when such site is not~~
72 ~~designated in the current 10-year site plan of the applicant,~~
73 ~~shall constitute an amendment to the 10 year site plan.~~

74 (5) In its ~~review preliminary study~~ of each 10-year site
75 plan, the commission shall consider all of the following such

76 ~~plan as a planning document and shall review:~~

77 (a) The need, including the need as determined by the
78 commission, for electrical power in the area to be served.

79 (b) The adequacy and cost-effectiveness of planned
80 generation, transmission, and distribution resources relative to
81 other available options.

82 (c) The benefits of energy resources sited within this
83 state that reduce this state's reliance on energy and fuels
84 imported from outside this state.

85 (d) The impact of the plan on future regulatory risks and
86 compliance costs and the impacts of those risks and costs on the
87 utility's customers.

88 (e) The adequacy of total demand-side management measures
89 proposed by the utility to mitigate its need for new generation.

90 (f) ~~(b)~~ The effect on fuel diversity within this ~~the~~ state.

91 (g) ~~(e)~~ The anticipated environmental impact of each
92 proposed electrical power plant site.

93 (h) ~~(d)~~ Possible alternatives to the proposed plan,
94 including alternative technologies for proposed resources.

95 (i) ~~(e)~~ The views of appropriate local, state, and federal
96 agencies, including the views of the appropriate water
97 management district as to the availability of water and its
98 recommendation as to the use by the proposed plant of salt water
99 or fresh water for cooling purposes.

100 (j) ~~(f)~~ The extent to which the plan is consistent with the

101 state comprehensive plan.

102 (k)-(g) The plan with respect to the information of the
103 state on energy availability and consumption.

104 (l)-(h) The amount of renewable energy resources the
105 utility produces or purchases.

106 (m)-(i) The amount of renewable energy resources the
107 utility plans to produce or purchase over the 10-year planning
108 horizon and the means by which the production or purchases will
109 be achieved.

110 (n)-(j) A statement describing how the production and
111 purchase of renewable energy resources impact the utility's
112 present and future capacity and energy needs.

113 (6)-(3) In order to enable it to carry out its duties under
114 this section, the commission may, after hearing, establish an
115 administrative a study fee which may shall not exceed \$100,000
116 ~~\$1,000~~ for each proposed plan studied.

117 (7)-(4) The commission may adopt rules governing the method
118 of submitting, processing, and approving studying the 10-year
119 plans as required by this section, including the required
120 contents and approval of such plans and procedures for
121 intervention and discovery in the plan review proceedings.

122 **Section 2.** This act shall take effect July 1, 2026.