

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Amendment of Rule 25-4.0245, )	DOCKET NO. 900316-TL
F.A.C., Rate of Return Reports )	ORDER NO. 23083
for Local Exchange Companies )	ISSUED: 6-15-90
)	

NOTICE OF RULEMAKING

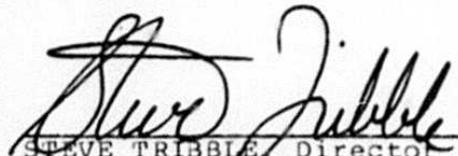
NOTICE is hereby given that the Commission, pursuant to section 120.54, Florida Statutes, has initiated rulemaking to amend Rule 25-4.0245, F.A.C., relating to Rate of Return Reports.

The attached Notice of Rulemaking will appear in the June 22, 1990 edition of the Florida Administrative Weekly. If requested, a hearing will be held at the following time and place:

10:00 a.m., Thursday, August 16, 1990  
 Room 122, Fletcher Building  
 101 East Gaines Street  
 Tallahassee, Florida

Written requests for hearing and written comments or suggestions on the rule must be received by the Director, Division of Records and Reporting, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, FL 32399, no later than July 13, 1990.

By Direction of the Florida Public Service Commission,  
 this 15th day of JUNE, 1990.

  
 STEVE TRIBBLE, Director  
 Division of Records & Reporting

( S E A L )

CTM

4234G

DOCUMENT NUMBER-DATE

05320 JUN 15 1990

PSC-RECORDS/REPORTING

ORDER NO.: 23083  
DOCKET NO.: 900316-TL  
PAGE 2

FLORIDA PUBLIC SERVICE COMMISSION

Division of Appeals

DOCKET NO. 900316-TL

RULE TITLE:

RULE NO.:

Rate of Return Report

25-4.0245

PURPOSE AND EFFECT: The rule amendment will require small local exchange telephone companies to file earnings surveillance reports quarterly rather than monthly; change the date when the reports must be filed with the Commission; and revise the form for the reports supplied by the Commission.

SUMMARY: The proposed amendments will allow local exchange telephone companies (LECs) with fewer than 100,000 access lines to file earnings surveillance reports quarterly rather than monthly as the rule requires now, and simplifies calculation of the date when reports are due from all LECs. Instead of requiring LECs to file their reports within 75 days after the end of each month, they would be required to file their reports by the 15th day of the third month following the reported month or quarter. Form PSC/CMU 21 is renamed The Telephone Earnings Surveillance Report, and is revised to conform it to the Federal Communications Commission's updated Uniform System of Accounts.

RULEMAKING AUTHORITY: 364.127(2), F.S.

LAW IMPLEMENTED: 364.03(1), 350.117(1), F.S.

SUMMARY OF THE ESTIMATE OF ECONOMIC IMPACT OF THESE RULES:

Implementation of the rule changes is expected to have a minimal economic impact on LECs, the parties directly affected by the rule

ORDER NO.: 23083  
DOCKET NO.: 900316-TL  
PAGE 3

changes. The change in reporting frequency codifies an existing Commission order. Actual cost or savings to ratepayers are too small to measure on an individual bill. None of the affected LECs are small businesses as defined by Chapter 120, F.S.

WRITTEN COMMENTS OR SUGGESTIONS ON THE PROPOSED RULE MAY BE SUBMITTED TO THE FPSC, DIVISION OF RECORDS AND REPORTING, WITHIN 21 DAYS OF THE DATE OF THIS NOTICE FOR INCLUSION IN THE RECORD OF THE PROCEEDING. IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE AND PLACE SHOWN BELOW:  
TIME AND DATE: 10:00 A.M., August 16, 1990

PLACE: Room 122, 101 East Gaines Street, Tallahassee, Florida.  
THE PERSON TO BE CONTACTED REGARDING THESE RULES AND THE ECONOMIC IMPACT STATEMENT IS: Director of Appeals, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE RULE IS:

25-4.0245 Rate of Return Report.

(1) Each local exchange telephone company [utility] shall file the following rate of return data using Commission Form PSC/CMU 21 ( / ), which is incorporated by reference into this rule. Form PSC/CMU 21, entitled "Telephone Earnings Surveillance Report," may be obtained from the Commission's Division of Communications. [within 75 days after the end of each month:]

(a) Actual (per book) rate of return computed on a jurisdictional average rate base for the twelve-month period ended with the month being reported.

(b) An adjusted (pro forma including annualized rate

ORDER NO.: 23083  
DOCKET NO.: 900316-TL  
PAGE 4

increases/decreases) rate of return computed on a jurisdictional year end rate base for the twelve-month period ended with the month being reported. The adjustments shall be consistent with those made in the company's [utility's] most recently completed rate proceeding.

(c) Required rates of return (low, midpoint, high) calculated in accordance with section 364.055(5)(b)(2), F.S., for the twelve-month period ended with the month being reported.

(2) The report shall be filed:

(a) Monthly, by the 15th day of the third month following the reported month for telephone companies with 100,000 or more access lines.

(b) Quarterly, by the 15th day of the third month following the reported quarter for telephone companies with less than 100,000 access lines.

(3) [(2)] Requests for extensions of time in which to file must be submitted in writing to the Commission prior to the due date.

Specific Authority: 364.127(2), F.S.

Law Implemented: 364.03(1), 350.117(1), F.S.

History: New 11/18/82, formerly 25-4.245.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dale Mailhot

NAME OF SUPERVISOR OR PERSON(S) WHO APPROVED THE PROPOSED RULES:

Florida Public Service Commission

ORDER NO.: 23083  
DOCKET NO.: 900316-TL  
PAGE 5

DATE PROPOSED RULE APPROVED: June 5, 1990

If any person decides to appeal any decision of the Commission with respect to any matter considered at the rulemaking hearing, if held, a record of the hearing is necessary. The appellant must ensure that a verbatim record, including testimony and evidence forming the basis of the appeal is made. The Commission usually makes a verbatim record of rulemaking hearings.

1  
2 25-4.0245 Rate of Return Report.

3 (l) Each local exchange telephone company utility shall file  
4 the following rate of return data using Commission Form PSC/CMU 21  
5 ( / ), which is incorporated by reference into this rule. Form  
6 PSC/CMU 21, entitled "Telephone Earnings Surveillance Report,"  
7 may be obtained from the Commission's Division of Communications.  
8 ~~within 75 days after the end of each month:~~

9 (a) Actual (per book) rate of return computed on a  
10 jurisdictional average rate base for the twelve-month period ended  
11 with the month being reported.

12 (b) An adjusted (pro forma including annualized rate  
13 increases/decreases) rate of return computed on a jurisdictional  
14 year end rate base for the twelve-month period ended with the  
15 month being reported. The adjustments shall be consistent with  
16 those made in the company's utility's most recently completed  
17 rate proceeding.

18 (c) Required rates of return (low, midpoint, high) calculated  
19 in accordance with section 364.055(5)(b)(2), F.S., for the  
20 twelve-month period ended with the month being reported.

21 (2) The report shall be filed:

22 (a) Monthly, by the 15th day of the third month following the  
23 reported month for telephone companies with 100,000 or more access  
24 lines.

25 (b) Quarterly, by the 15th day of the third month following  
the reported quarter for telephone companies with less than

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

ORDER NO.: 23083  
DOCKET NO.: 900316-TL  
PAGE 7

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

100,000 access lines.

(3) ~~(2)~~ Requests for extensions of time in which to file must be submitted in writing to the Commission prior to the due date.

Specific Authority: 364.127(2), F.S.

Law Implemented: 364.03(1), 350.117(1), F.S.

History: New 11/18/82, formerly 25-4.245.

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