

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Tariff proposal to introduce )	DOCKET NO. 910324-TL
Telephone Service Priority (TSP) service) )	ORDER NO. 24749
by GTE FLORIDA INCORPORATED )	ISSUED: 7-2-91
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
 J. TERRY DEASON  
 BETTY EASLEY  
 MICHAEL MCK. WILSON

ORDER APPROVING TARIFF FILING

BY THE COMMISSION:

On January 15, 1991, General Telephone Company of Florida (GTE or the Company) filed tariff revisions to introduce Telephone Service Priority (TSP). GTE's original filing was denied at the April 16, 1991, Agenda Conference due to its cost recovery method.

TSP is designed to meet emergency preparedness needs under the National Security Emergency Preparedness (NSEP) telecommunication service. The TSP system for NSEP ensures that priority restoration is given to vital telecommunications services. TSP assignments are given to telecommunication service vendors (i.e., LECs and IXC) based on priority levels established by the TSP system. The service vendors then use the TSP assignments to determine the sequence in which to respond to restoration and provisioning needs. The TSP designation can only be granted by the TSP program office; the vendor has no control over the designation.

The FCC has ordered a phase-out of the current Restoration Priority (RP) service with the implementation of the new TSP program. GTE currently does not participate in the RP system. The proposed tariff applies to only those circuits which receive the TSP designation through the TSP program office. TSP is limited to qualifying local, state, federal, and foreign governments, and to certain private telecommunications services.

Rule 25-4.070 (4), Florida Administrative Code, provides that "[p]riority shall be given to service interruptions which affect public health and safety that are reported to and verified by the company and such service interruptions shall be corrected as promptly as possible on an emergency basis." Thus, Services that are not assigned a TSP designation but meet the requirements of Rule 25-4.070 (4) will continue to receive priority treatment under

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the Rule. While the restoration may be after TSP circuits, TSP circuits will be few and there should be no noticeable delay in service mandated by the Rule.

Originally, GTE wished to maintain the same rates for this service that were approved on the federal level. To this end, GTE intended only to recover a portion (20%) of its nonrecurring cost with the nonrecurring charge. The Company intended to recover the major portion of its nonrecurring cost through its recurring monthly rate (cost plus approximately 60% contribution). With this revised tariff filing, GTE has proposed a rate structure which more appropriately reflects actual costs. The GTE revisions are similar to the tariff which we approved recently for Southern Bell in terms of rate structure, contribution level, and cost recovery. We recognize that GTE and Southern Bell have different costs, but find that the rates are similar in the way costs are recovered. We approve the revised tariff filing.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that GTE Florida Incorporated's request to introduce Telephone Service Priority is hereby approved. It is further,

ORDERED that the tariff shall become effective on July 20, 1991. If a timely protest is filed, any increase shall be held subject to refund pending resolution of the protest. If no timely protest is filed, this Docket shall be closed at the end of the protest period.

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By ORDER of the Florida Public Service Commission, this 2nd  
day of July, 1991.

STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

by: Kay Hugen  
Chief, Bureau of Records

CWM

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on 7-23-91

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In the absence of such a petition, this Order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the date this Order becomes final, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.