

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Proposed amendment of ) DOCKET NO. 961425-TP  
Rule 25-24.575, F.A.C., Shared ) ORDER NO. PSC-97-0238-NOR-TP  
Tenant Service Operations, and ) ISSUED: February 27, 1997  
proposed adoption of Rule 25- )  
24.840, F.A.C., Service )  
Standards. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

JULIA L. JOHNSON, Chairman  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING

NOTICE OF RULEMAKING

NOTICE is hereby given that the Florida Public Service Commission, pursuant to Section 120.54, Florida Statutes, has initiated rulemaking to amend Rule 25-24.575, Florida Administrative Code, relating to shared tenant service operations and adopt Rule 25-24.840, Florida Administrative Code, relating to service standards for alternative local exchange companies.

The attached Notice of Rulemaking will appear in the March 7, 1997 edition of the Florida Administrative Weekly.

If timely requested, a hearing will be held at the following time and place:

Florida Public Service Commission  
10:00 a.m., July 2, 1997  
Betty Easley Conference Center  
Room 152, 4075 Esplanade Way  
Tallahassee, Florida

Written requests for hearing and written comments or suggestions on the rules must be received by the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0870, no later than March 28, 1997.

DOCUMENT NUMBER-DATE

02206 FEB 27 97

FPSC-RECORDS/REPORTING

ORDER NO. PSC-97-0238-NOR-TP  
DOCKET NO. 961425-TP  
PAGE 2

By ORDER of the Florida Public Service Commission, this 27th  
day of February, 1997.

BLANCA S. BAYÓ, Director  
Division of Records & Reporting

by: Kay Flynn  
Chief, Bureau of Records

( S E A L )

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 961425-TP

RULE TITLE:	RULE NO.:
Service Standards	25-24.840
Shared Tenant Service Operations	25-24.575

PURPOSE AND EFFECT: The purpose of the proposed rule and rule amendment is to codify Commission practice of requiring alternative local exchange companies and shared tenant service (STS) providers to meet service standards for the provision of "911" related services. The proposed rule and rule amendment also requires access to 911 emergency service to be maintained for the duration of any temporary disconnect for non-payment of a residential subscriber's service in order to provide for the health, safety and welfare of those, who for whatever circumstances, have had their telephone service disconnected. The effect of these proposed rules is to assure that the provision of 911 emergency service by both ALECs and STS providers is at least equal that to the service provided by the incumbent local exchange company (ILECs).

SUMMARY: The proposed rule would require ALECS to provide 911 service to their basic telecommunications customers on a level at least equivalent to the ILECs. In addition, proposed changes would require ALECs and STS providers to maintain access to 911 emergency service for the duration of any temporary disconnection for non-

ORDER NO. PSC-97-0238-NOR-TP  
DOCKET NO. 961425-TP  
PAGE 4

payment of a residential subscriber's local service, effective July 1, 1997.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: Direct and transitional costs to the Commission, governmental entities, and the service providers were identified as being potentially significant but were not quantified. Ratepayers would benefit from the service standards. Potential additional costs were identified for small businesses.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 364.03, 364.035, 364.337, 364.339, 364.345 FS.

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.

HEARING: IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 A.M., July 2, 1997

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THESE PROPOSED RULES IS:  
Director of Appeals, Florida Public Service Commission, 2540  
Shumard Oak Blvd., Tallahassee, Florida 32399-0862.

THE FULL TEXT OF THESE PROPOSED RULES IS:

25-24.840, Service Standards

(1) Each provider of alternative local exchange telecommunications service shall make access to 9-1-1 emergency services available to each of its basic telecommunications service customers at a level at least equivalent to the service provided by the incumbent local exchange company.

(2) By July 1, 1997, access to 911 services shall be maintained for the duration of any temporary disconnection for non-payment of a residential subscriber's local service.

Specific Authority: 350.127(2), FS

Law Implemented: 364.03, 364.035, 364.337, 364.345, FS

History: New \_\_\_\_\_.

25-24.575 Shared Tenant Service Operations.

(1) - (2) No Change.

(3) (a) Each shared tenant service provider shall allow provide direct access to 911 service where available-at a level at least equivalent to the service provided by the incumbent local exchange company.

ORDER NO. PSC-97-0238-NOR-TP  
DOCKET NO. 961425-TP  
PAGE 6

(b) By July 1, 1997, access to 911 services shall be maintained for the duration of any temporary disconnection for non-payment of a residential subscriber's local service.

(4) - (12) No Change.

Specific Authority: 350.127(2), F.S.

Law Implemented: 364.03, 364.035, 364.337, 364.339, 364.345, F.S.

History: New 1/28/91, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULES: Kelly Bregalski

NAME OF SUPERVISOR OR PERSONS WHO APPROVED THE PROPOSED RULES:  
Florida Public Service Commission.

DATE PROPOSED RULES APPROVED: February 18, 1997

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:  
October 25, 1996

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.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting at (904) 413-6770 at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay

ORDER NO. PSC-97-0238-NOR-TP  
DOCKET NO. 961425-TP  
PAGE 7

Service, which can be reached at: 1-800-955-8771 (TDD).