

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Proposed Repeal of Rule) DOCKET NO. 930634-TL
25-4.026, F.A.C., Application) ORDER NO. PSC-93-1225-NOR-TL
and Scope; and Rule 25-4.027,) ISSUED: August 24, 1993
F.A.C., Filing Requirements; and)
Adoption of Rule 25-4.1357,)
F.A.C., Annual Separations Cost)
Study.)
_____)

NOTICE OF RULEMAKING

NOTICE is hereby given that the Commission, pursuant to section 120.54, Florida Statutes, has initiated rulemaking to adopt Rule 25-4.1357, F.A.C., and repeal of Rules 25-4.026, 25-4.027, F.A.C., relating to application and scope and filing requirements.

The attached Notice of Rulemaking will appear in the August 20, 1993 edition of the Florida Administrative Weekly. If requested, a hearing will be held at the following time and place:

9:30 a.m., Thursday, October 7, 1993
Room 122, Fletcher Building
101 East Gaines Street

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, 101 East Gaines Street, Tallahassee, FL 32399, no later than September 10, 1993.

By ORDER of the Florida Public Service Commission this 24th day of August, 1993.

STEVE TRIBBLE, Director
Division of Records & Reporting

(S E A L)

WEW

by: Kay Hays
Chief, Bureau of Records

DOCUMENT NUMBER-DATE

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FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 930634-TL

| RULE TITLE: | RULE NO.: |
|-------------------------------|-----------|
| Application and Scope | 25-4.026 |
| Filing Requirements | 25-4.027 |
| Annual Separations Cost Study | 25-4.1357 |

PURPOSE AND EFFECT: The purpose of these rule amendments is to repeal requirements which have become substantially out of date in the modern telecommunications industry, and to adopt a new rule on cost study information which reflects present requirements in today's environment. The only effect of the changes is to promulgate the existing requirements.

SUMMARY: Rules 25-4.026 and 25-4.027, F.A.C., "intrastate toll settlements" and "intrastate toll settlement agreements." The rules were written prior to the AT&T divestiture and address the settlement processes as they existed at that time. However, such processes no longer exist and the rules are being repealed accordingly. New rule 25-4.1357, F.A.C., requires Local Exchange Companies that conduct annual cost studies to file the studies with the Commission's Division of Auditing and Financial Analysis on or before June 30 of each year.

RULEMAKING AUTHORITY: 350.127(2), F.S.

LAW IMPLEMENTED: 364.07(2), F.S.

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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: 9:30 A.M., October 7, 1993

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 THESE RULES ARE:

25-4.026 Application and Scope.

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

Law Implemented: 364.07(2), F.S.

History: New 5/4/81, formerly 25-4.26, Repealed _____.

25-4.027 Filing Requirements.

Specific Authority: 350.127, F.S.

Law Implemented: 364.07(2), F.S.

History: New 5/4/81, Amended 2/11/87, 11/27/88, Repealed_____.

PART IX

A. Accounting Reports

25-4.1357 Annual Separations Cost Study

(1) Each local exchange telephone company that conducts a cost study on an annual basis shall file a copy of the study that separates operation's investments and expenses by interstate and intrastate with the Division of Auditing and Financial Analysis on or before June 30 of each year.

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

Law Implemented: 364.07(2), F.S.

History: New _____.

B. Revenue Requirements

NAME OF PERSON ORIGINATING PROPOSED RULES: Sylvia Johe, Division of Auditing and Financial Analysis.

NAME OF SUPERVISOR OR PERSON(S) WHO APPROVED THE PROPOSED RULES: Florida Public Service Commission.

DATE PROPOSED RULES APPROVED: August 3, 1993

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) 488-8371 at least five calendar days prior to

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the hearing. If you are hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at: 1-800-955-3771 (TDD).