

VOTE SHEET

DATE: September 12, 1995

- RE: DOCKET NO. 950802-TL - Request for approval of tariff filing to reduce rate paid by non-LEC pay telephone providers to a single line business service rate, required by Section 364.3375(2)(e), F.S., by Frontier Communications of the South, Inc. (T-95-393 filed 6/30/95)
- DOCKET NO. 950803-TL - Request for approval of tariff filing to reduce rate paid by non-LEC pay telephone providers to a single line business service rate, required by Section 364.3375(2)(e), F.S., by Indiantown Telephone System, Inc. (T-95-381 filed 6/26/95)
- DOCKET NO. 950804-TL - Request for approval of tariff filing to reduce rate paid by non-LEC pay telephone providers to a single line business service rate, required by Section 364.3375(2)(e), F.S., by Quincy Telephone Company (T-95-380 filed 6/26/95)
- DOCKET NO. 950805-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by Northeast Florida Telephone Company, Inc. (T-95-383 filed 6/28/95)
- DOCKET NO. 950806-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by United Telephone Company of Florida (T-95-398 filed 6/30/95)
- DOCKET NO. 950807-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by Central Telephone Company of Florida (T-95-399 filed 6/30/95)

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

J8975 SEP 13 1995

FPSC-REGULATORY REPORTING

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Dockets Nos. 950802-TL, 950803-TL, 950804-TL, 950805-TL, 950806-TL, 950807-TL, 950840-TL, 950841-TL, 950843-TL, 950845-TL, 950900-TL, 950901-TL, and 950912-TL

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DOCKET NO. 950840-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (T-95-438 filed 7/14/95)

DOCKET NO. 950841-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by GTE Florida Incorporated (T-95-426 filed 7/11/95)

DOCKET NO. 950843-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by Gulf Telephone Company (T-95-431 filed 7/12/95)

DOCKET NO. 950845-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by St. Joseph Telephone and Telegraph Company (T-95-424 filed 7/10/95)

DOCKET NO. 950900-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by Vista-United Telecommunications (T-95-453 filed 7/20/95)

DOCKET NO. 950901-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by ALLTEL Florida, Inc. (T-95-444 filed 7/19/95)

DOCKET NO. 950912-TL - Request for approval of tariff filing to allow non-LEC pay telephone providers to subscribe to flat-rate, single-line business service, required by Section 364.3375(2)(e), F.S., by The Florida Telephone Company, Inc. (T-95-446 filed 7/20/95)

Issue 1: Recommendation that the Commission should change its policy regarding NPATS providers' access line rates only to the extent necessary to comply with Chapter 364.3375, F.S. All local exchange companies' tariffs should meet the listed criteria:

- (1) All blocking and screening options currently available to NPATS providers should be available to all B-1 customers at B-1 rates;
- (2) The current EAS/ECS business customer usage rates should be applicable to NPATS selecting B-1 service;
- (3) Measured rate and flat-rate surrogate should remain unchanged;
- (4) Subscription to flat-rate, single-line business local exchange (B-1) service should be an option, and
- (5) B-1 service should be offered to all NPATS in the company's service area.

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Nothing in the new statute, tariffs, or staff's memorandum dated August 31, 1995 should be construed as eliminating the need for LECs to separately identify pay telephone access lines for reports to the Commission. Local exchange companies should file a report and proposed solution if they encounter any technical problems with identifying NPATS providers subscribing to B-1 services for operator screening or other purposes.

DENIED

Alternative Recommendation: In addition to the requirements in the primary recommendation on this issue, the Commission should add an optional rate for privately-owned pay telephone access lines that will match the prevailing one-party, flat-rate business access line rate, with charges for ECS and blocking remaining at present pay telephone rates. Additionally, all references to a flat-rate surrogate in areas where measuring is not available should be deleted. All local exchange companies should file tariffs reflecting this decision within 30 days of the order on this issue becoming final.

Nothing in the new statute, tariffs, or staff's memorandum should be construed as eliminating the need for LECs to separately identify pay telephone access lines for reports to the Commission. Local exchange companies should file a report and proposed solution if they encounter any technical problems with identifying NPATS providers subscribing to B-1 services for operator screening or other purposes.

MODIFIED

Approved with modification that there will be no charge for a customer to change from one rate to another. Additionally, the tariffs will be effective July 1, 1995.

Commissioners Kiesling and Johnson dissented with regard to the effective date.

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Issue 2: Recommendation that the requests for approval of tariff filings to allow non-LEC pay telephone providers to subscribe to flat-rate, single line business service, required by Section 364.3375(2)(e), F.S., by the companies named in staff's memorandum should be denied. The tariffs are inconsistent with staff's interpretation of Chapter 364.3375, F.S. The tariffs did not meet the criteria set out in staff's primary recommendation in Issue 1. Each company should be required to file an amended tariff within 15 days of the order becoming final to allow NPATS the option of subscribing to flat-rate, single-line business local exchange services or current services available to NPATS providers. In addition, local exchange companies should file a report if they encounter any technical problems with identifying NPATS providers subscribing to B-1 services for operator screening or other purposes.

APPROVED

Issue 3: Recommendation that, if the Commission approves the primary recommendation in Issue 1, and no protest is filed within 21 days of issuance of the notice of proposed agency action, these dockets should remain open to allow the companies to file tariffs as described in the recommendation. The new tariffs required in this instance should be filed within 15 days of the order becoming final. If the Commission approves the alternative recommendation in Issue 1, and no protest is filed within 21 days of issuance of the notice of proposed agency action, these dockets should remain open to allow the companies to file tariffs as described in the recommendation. These new tariffs require more changes and should be filed within 30 days of the order becoming final. If the Commission approves the staff recommendation on Issue 2, and no protest is filed within 21 days of the issuance of the order, these dockets should remain open to allow the companies to file tariffs as described in the staff recommendation. The new tariffs required in this instance should be filed within 15 days of the order becoming final. If the Commission approves the tariffs in Issue 2 and no protest is filed within 21 days of issuance of the order, these dockets should be closed. If the tariff is protested, any increase in revenue should be held subject to refund pending resolution of the protest. A protest of any Commission action in one docket should not affect or prevent the action in another docket from becoming final.

APPROVED