

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Proposed Revisions of) DOCKET NO. 950649-TP
Rules 25-4.023, F.A.C., Report) ORDER NO. PSC-96-0967-NOR-TP
of Interruptions; and 25-24.480,) ISSUED: July 26, 1996
F.A.C., Records and Reports,)
Rules Incorporated)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
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 Rules 25-4.023 and 25-24.480, Florida Administrative Code, relating to report of interruptions.

The attached Notice of Rulemaking will appear in the August 2, 1996, edition of the Florida Administrative Weekly.

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

Florida Public Service Commission
9:30 a.m., October 24, 1996
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 August 23, 1996.

DOCUMENT NUMBER-DATE

07843 JUL 26 86

FPSC-RECORDS/REPORTING

ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 2

By ORDER of the Florida Public Service Commission, this 26th
day of July, 1996.



BLANCA S. BAYÓ, Director
Division of Records & Reporting

(S E A L)

DWC

ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 3

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 950649-TP

RULE TITLE:

RULE NO.:

Report of Interruptions

25-4.023

PURPOSE AND EFFECT: The purpose of this rule is to require local exchange companies that experience an interruption in its service which meet the guidelines established by the Federal Communications Commission (FCC) to send a copy of the report required by the FCC to the Commission. The Commission would have relevant and timely information available should it receive complaints or inquiries from the public.

SUMMARY: The rule is amended to incorporate by reference federal regulations. Local exchange companies that are required to file reports with the FCC are required to send the Commission a copy of the report. Local exchange companies will still be required to report the interruptions of service effecting an entire or substantial portion of a community as they have been doing.

RULEMAKING AUTHORITY: 364.20, FS.

LAW IMPLEMENTED: 364.03, 364.17, 364.20, 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.

ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 4

HEARING: 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 24, 1996.

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

THE PERSON TO BE CONTACTED REGARDING THIS RULE AND THE ECONOMIC IMPACT STATEMENT IS: Director of Appeals, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399.

THE FULL TEXT OF THE RULE IS:

25-4.023 Report of Interruptions.

(1) The Commission shall be informed of any major interruptions to service affecting an entire community or a substantial portion of a community as soon as they come to the attention of the utility.

(2) In addition, a copy of all Florida service interruption reports made to the Federal Communications Commission in accordance with the provisions of Part 63 of Chapter 1 of Title 47; Code of Federal Regulations; Notification of Common Carriers of Service Disruptions (Effective April 12, 1996) shall be immediately forwarded to the Commission's Division of Communications, Bureau of Service Evaluation and a report made after restoration of service.

Specific Authority 364.20 FS.

Law Implemented 364.03, 364.17, 364.20 FS.

ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 5

History--Revised 12-1-68, Amended 3-31-76, Formerly 25-4.23,
Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tommy Williams.

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

DATE PROPOSED RULE APPROVED: JULY 16, 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 Service, which can be reached at: 1-800-955-8771 (TDD).

ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 6

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 950649-TP

RULE TITLE:

RULE NO.:

Records & Reports; Rules Incorporated

25-24.480

PURPOSE AND EFFECT: The purpose of this rule is to require interexchange carriers that experience an interruption in its service which meets the guidelines established by the Federal Communications Commission (FCC) to send a copy of the report required by the FCC to the Commission. The Commission would have relevant and timely information available should it receive complaints or inquiries from the public.

SUMMARY: The rule is amended to incorporate by reference federal regulations. Interexchange carriers that file interruption reports with the FCC are required to send the Commission a copy of the report.

RULEMAKING AUTHORITY: 364.127(2), FS.

LAW IMPLEMENTED: 350.113, 350.115, 350.117, 364.17, 364.18, 364.185, 364.337, 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 DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 A.M., October 24, 1996.

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

THE PERSON TO BE CONTACTED REGARDING THIS RULE AND THE ECONOMIC IMPACT STATEMENT IS: Director of Appeals, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399.

THE FULL TEXT OF THE RULE IS:

25-24.480 Records & Reports; Rules Incorporated.

(1) The following rules are incorporated herein by reference and apply to interexchange companies. In these rules, the word "local" should be omitted or interpreted as "toll", as they shall apply only to interexchange and not local service.

Section	Title	Portions not Applicable
25-4.019	Records and Reports in General	None
25-4.020	Location and Preservation of Records	Subsections (1), (3)
<u>25-4.023</u>	<u>Report of Interruptions</u>	<u>Subsection (1)</u>
25-4.043	Inquiries	None
25-4.0161	Regulatory Assessment Fees	None
25-4.079	Hearing/Speech Impaired Persons	Subsections (1), (2), (3), and (5)
25-4.115	Directory Assistance	Subsections (1) and (2)

ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 8

(2) Each company shall file updated information for the following items with the Division of Communications and the Division of Records and Reporting within 10 days after such changes occur.

(a) The address of the certificate holder's main corporate and Florida offices (if any) including street name and address and post office box, city, state and zip code.

(b) Telephone number, name, and address of the individual who is to serve as primary liaison with the Commission in regards to the ongoing Florida operations of the certificated company.

Specific Authority 350.127(2) FS.

Law Implemented 350.113, 350.115, 350.117, 364.17, 364.18, 364.185, 364.337 FS.

History--New 2-23-87, Amended 4-5-88, 7-11-88, 6-3-90, 10-25-90, 11-20-91, 12-29-91, 12-22-92, 12-27-94, 3-13-96,_____.

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ORDER NO. PSC-96-0967-NOR-TP
DOCKET NO. 950649-TP
PAGE 9

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