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DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

NOTICE OF PROPOSED RULE DEVELOPMENT

FLORIDA PUBLIC SERVICE COMMISSION

UNDOCKETED

RULE TITLE: RULE NO.:

Regulatory Assessment Fees; 25-4.0161

Telecommunications Companies

PURPOSE AND EFFECT: To revise the rule and the regulatory assessment fee return forms to reflect the change to s. 364.336, F.S., effective January 1, 1999.

SUBJECT AREA TO BE ADDRESSED: Regulatory assessment fees.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 350.113, 364.336, 364.337(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 a.m., Tuesday, May 11, 1999

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 166, Tallahassee, FL

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO CHRISTIANA MOORE, DIVISION OF APPEALS, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850.

Any person requiring some accommodation at this workshop

- AFA _____ because of a physical impairment should call the Division of
- APP _____
- CAF _____
- CMU _____ Records and Reporting at (850) 413-6770 at least 48 hours prior to
- CTR _____
- EAG _____ the hearing. Any person who is hearing or speech impaired should
- LEG _____
- MAS _____ contact the Florida Public Service Commission by using the Florida
- OPC _____
- RRR _____ Relay Service, which can be reached at: 1-800-955-8771 (TDD).
- SEC _____
- WAW _____
- OTH _____

DOCUMENT NUMBER-DATE

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FPSD-RECORDS/REPORTING

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Stephanie Cater, Division of Auditing & Financial Analysis, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, 850/413-6429.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-4.0161 Regulatory Assessment Fees; Telecommunications Companies.

(1) As applicable and as provided in s. 350.113, F.S. s. 364.336, F.S., and s. 364.337, F.S., each company shall remit a fee based upon its gross operating revenue as provided below. This fee shall be referred to as a regulatory assessment fee, and each company shall pay a regulatory assessment fee in the amount of 0.0015 of its gross operating revenues derived from intrastate business. For the purpose of determining this fee, each ~~interexchange~~ telecommunications company ~~and each pay telephone company~~ shall deduct from gross operating revenues any amounts paid to another telecommunications company for the use of any ~~for use of the local network to a telecommunications network to provide service to its customers. company providing local service.~~ Regardless of the gross operating revenue of a company, a minimum annual regulatory assessment fee of \$50 shall be imposed.

(2) No change.

(3) No change.

(4) Commission Form PSC/CMU 25 (/99)~~(07/96)~~, entitled "Local Exchange~~Communication~~ Company Regulatory Assessment Fee Return," ~~applicable to local exchange telecommunications companies;~~ Form

PSC/CMU 26 (/99)~~(07/96)~~, entitled "Pay Telephone Service Provider Regulatory Assessment Fee Return"; Form PSC/CMU 34 (/99)~~(07/96)~~, entitled "Shared Tenant Service Provider Regulatory Assessment Fee Return"; Form PSC/CMU 153 (/99)~~(07/96)~~, entitled "Interexchange Company Regulatory Assessment Fee Return"; and Form PSC/CMU 1 (/99)~~(07/96)~~, entitled "Alternative Access Vendor Regulatory Assessment Fee Return"; and Form PSC/CMU 7 (/99)~~(07/96)~~, entitled "Alternative Local Exchange Company Regulatory Assessment Fee Return" are incorporated into this rule by reference and may be obtained from the Commission's Division of Administration.

(5)-(8) No change.

Specific Authority: 350.127(2) FS.

Law Implemented: 350.113, 364.336, 364.337(4) FS.

History--New 05-18-83, formerly 25-4.161, Amended 10-16-86, 01-01-91, 12-29-91, 01-08-95, 12-26-95, 07-08-96,_____.