

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 16, 1999

RE: DOCKET NO. 991226-TL - Petition by GTE Florida Incorporated for declaratory statement that the Commission's set use fee rules do not prohibit GTE from compensating pay telephone service providers for 0- local calls under the FCC's per-call compensation scheme, or, in the alternative, petition for variance from Rules 25-24.516(3) and 25-24.630(2), F.A.C.

Issue 1: Should the Commission grant GTE's petition for declaratory statement?

Recommendation: Yes, the Commission should grant GTE's petition in the affirmative and declare that Rules 25-24.516(3) and 25-24.630(2), Florida Administrative Code, do not apply to GTE because the company is already compensating PSPs for 0- local calls and other payphone calls under the federal scheme, as intended by the Federal Telecommunications Act of 1996 and the Federal Communication Commission's rules. This declaration renders GTE's request for a rule variance moot.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Susan L Clark*  
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*J. Lisa ...*  
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REMARKS/DISSENTING COMMENTS:

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Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission votes to dispose of the petition for declaratory statement, the docket should be closed.

**APPROVED**