

DOCKET NO. 080641-TP

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CERTIFICATION OF
PUBLIC SERVICE COMMISSION ADMINISTRATIVE RULES

COMMISSION
CLERK

FILED WITH THE
DEPARTMENT OF STATE

I do hereby certify:

(1) That all statutory rulemaking requirements of Chapter 120, F.S., have been complied with; and

(2) There is no administrative determination under subsection 120.56(2), F.S., pending on any rule covered by this certification; and

(3) All rules covered by this certification are filed within the prescribed time limitations of paragraph 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by paragraph 120.54(3)(a), F.S., and;

(a) Are filed not more than 90 days after the notice; or

(b) Are filed not more than 90 days after the notice not including days an administrative determination was pending; or

(c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

(d) Are filed more than 90 days after the notice, but not less than 14 nor more than 45 days after the adjournment of the final public hearing on the rule; or

(e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

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// (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

// (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

// (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

// (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the small business ombudsman.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule Nos.

25-4.019

25-4.020

25-4.022

25-4.034

25-4.069

25-4.112

25-4.115

25-4.117

25-4.200

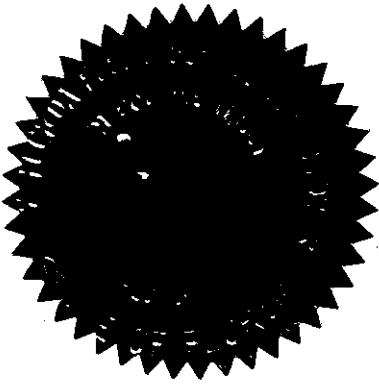
Under the provision of subparagraph 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective: _____
(month) (day) (year)



ANN COLE
Commission Clerk

Number of Pages Certified



KC

1 **25-4.019 Records and Reports in General.**

2 Specific Authority 350.127(2) FS. Law Implemented 364.18, 364.183, 364.386 FS. History--
3 Revised 12-1-68, Amended 5-4-81, Formerly 25-4.19, Repealed.

4
5 **25-4.020 Location and Preservation of Records.**

6 (1) – (3) No Change.

7 (4) During any audit or review of records, the company shall provide Commission staff with
8 adequate and comfortable working and filing space, consistent with the prevailing conditions
9 and climate, and comparable with the accommodations provided the company's outside
10 auditors.

11 Specific Authority 350.127(2), 364.016, 364.17, 364.18, 364.183, 364.185 FS. Law
12 Implemented 364.016, 364.17, 364.18, 364.183, 364.185 FS. History--Revised 12-1-68,
13 Amended 3-31-76, Formerly 25-4.20, Amended 6-23-93, 11-13-95, _____

14
15 **25-4.022 Complaints ~~– Trouble Reports, Etc.~~**

16 ~~(1) Each telephone company shall maintain for at least six (6) months a record of all signed~~
17 ~~written complaints made by its subscribers regarding service or errors in billing, as well as a~~
18 ~~record of each case of trouble or service interruption that is reported to repair service. This~~
19 ~~record shall include the name and/or address of the subscriber or complainant, the date (and~~
20 ~~for reported trouble, the time) received, the nature of the complaint, or trouble reported, the~~
21 ~~result of any investigation, the disposition of the complaint or service problem, and the date~~
22 ~~(and for reported trouble, the time) of such disposition.~~

23 ~~(2) Each signed letter of complaint shall be acknowledged in writing or by contact by a~~
24 ~~representative of the company.~~

25 Specific Authority 350.127(2), 364.17 FS. Law Implemented 364.051, 364.17, 364.183, FS.

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from existing law.

1 History—Revised 12-1-68, Formerly 25-4.22, Amended _____.

2

3 **25-4.034 Tariffs.**

4 (1) Except to the extent otherwise permitted by Section 364.051(5)(a), F.S., ~~Each~~
5 telecommunications company shall maintain on file with the Commission tariffs which set
6 forth all rates and charges for customer services, the classes and grades of service available to
7 subscribers, the conditions and circumstances under which service will be furnished, and all
8 general rules and regulations governing the relation of customer and ~~utility~~ company. The
9 rates and charges for contract service arrangements for an individual customer need not be
10 filed where the company's tariff provides a description of the circumstances under which such
11 arrangements are offered for specified tariffed services. Tariff filings shall be in compliance
12 with the requirements of Chapter 25-9, F.A.C., of the Commission rules entitled "Construction
13 and Filing of Tariffs by Public Utilities."

14 (2) Filing shall mean received by the office of the Division of Regulatory Compliance during
15 normal business hours. Any tariff received by the Division of Regulatory Compliance after
16 5:00 p.m. shall be considered filed on the next regular business day. All proposed changes to
17 an existing tariff that are submitted by hard copy shall be directed to the Director of the
18 Division of Regulatory Compliance, Florida Public Service Commission, 2540 Shumard Oak
19 Boulevard, Tallahassee, FL 32399-0850 and shall include an original and two (2) copies of
20 each revised tariff sheet. A letter of transmittal shall accompany each tariff filing, which lists
21 the included sheets, by sheet number and revision level as specified in subsections (6)(c) – (e),
22 and gives a brief description of all changes. If acknowledgment of a hard copy filing is
23 desired, the letter of transmittal shall be sent in duplicate with a request that the duplicate be
24 returned.

25 (2)(3) Each company shall file, as an integral part of its tariff, maps defining the exchange

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1 service areas. These maps shall delineate the boundaries in sufficient detail that they may be
2 located in the field and shall embrace all territory included in the certificate of convenience
3 and necessity.

4 ~~(34) Each telecommunications company shall maintain on file in each of its business offices,
5 make available for public inspection upon request, either a printed copy or an electronic copy
6 of its retail tariffs, the local exchange tariff for exchanges under the administration of that
7 office, its general exchange tariff, and its schedule of intrastate toll rates. Each business office
8 shall likewise make available a copy of Chapter 25-4, F.A.C., of the Florida Public Service
9 Commission Rules and Regulations for public inspection upon request.~~

10 (5) Companies shall charge only the rates and credits contained in their tariff. If a company
11 desires to deviate temporarily from its normal tariffed rates and credits, the company shall file
12 a single tariff change reflecting the conditions of the temporary tariff change. Such tariff
13 provision shall include the heading "Promotion," and shall state the name of the promotion, a
14 specific description of the tariffed service(s) involved, including all applicable rates, benefits,
15 terms, and conditions, and the beginning and ending dates of the promotion.

16 (6) Tariffs shall comply with the following conventions:

17 (a) Each sheet shall have a left-hand margin of at least 3/4". All sheets and copies must be
18 clear and legible. Tariffs submitted in hard copy form shall be in loose leaf form on 8 1/2" x
19 11" sheets, typewritten on white paper, using one side of the paper only.

20 (b) Each sheet shall bear the name of the company, as certificated with the Commission, the
21 name and title of the issuing officer, and the effective date of the sheet.

22 (c) Every sheet in the tariff shall be numbered.

23 (d) Each initially approved sheet in the tariff shall be marked "Original Sheet" in the upper
24 right-hand corner of the sheet. As an example: Original Sheet No. 4, or Original Sheet No.

25 5.2.

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1 (e) Revised sheets in the tariff shall be marked with the number of the revision in the upper
2 right-hand corner and the number of the sheet it replaces. As an example:

3 First Revised Sheet No. 4

4 Cancels Original Sheet No. 4

5 (f) The tariffs shall contain at a minimum the following:

6 1. Table of Contents and Index. All tariffs shall have a table of contents identifying the page
7 location of each section in the tariff. Each section shall also be individually indexed by
8 subject.

9 2. Symbols Used in Tariff Filings. Symbols used in any proposed change to the existing tariff
10 shall appear on the right hand side of each sheet on the same line(s) in which any change has
11 been made. If three or more consecutive lines are affected, one symbol shall be placed on the
12 first and last lines with a vertical line connecting the two symbols. Two or more symbols shall
13 be placed next to each other on any line with multiple types of changes. The symbol page
14 shall identify all symbols used in the tariff.

15 3. Technical Terms and Abbreviations. This section shall contain all technical and special
16 terms and abbreviations used in the tariff.

17 (7) With each filing, the company shall provide a coded copy of each tariff sheet filed showing
18 changes to the existing tariff sheet. Changes shall be indicated by inserting and underlining
19 new words; words to be deleted shall be lined through with hyphens.

20 Specific Authority 350.127(2) FS. Law Implemented 364.04, 364.163 FS. History--New 3-31-
21 76, Amended 11-29-82, Formerly 25-4.34, Amended 9-13-88, 4-16-90, 3-10-96, _____.

22
23 **5-4.069 Maintenance of Plant and Equipment.**

24 Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History--Revised 12-
25 1-68, Amended 12-13-82, 9-30-85, Formerly 25-4.69, Amended 4-16-90, 3-10-96, Repealed

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25-4.112 Termination of Service by Customer.

Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.19 FS. History—New 12-1-68, Repealed.

25-4.115 Directory Assistance.

~~(1) Directory assistance service provided by any telephone company shall be subject to the following:~~

~~(a) Charges for directory assistance shall be reflected in tariffs filed with the Commission and shall apply to the end user.~~

~~(b) The tariff shall state the number of telephone numbers that may be requested by a customer per directory assistance call.~~

~~(2) Charges for calls within a local calling area or within a customer's Home Numbering Plan Area (HNPA) shall be at rates prescribed in the general service tariff of the local exchange company originating the call and shall be subject to the following:~~

~~(a) There shall be no charge for directory assistance calls from lines or trunks serving individuals with disabilities. As used in this rule, "disability" means, with respect to an individual – A physical or mental impairment that prohibits a customer from using the telephone directory.~~

~~(b) The same charge shall apply for calls within a local calling area and calls within an HNPA.~~

~~(c) The tariff shall state the number of calls per billing month per individual line or trunk to the number designated for local directory assistance (i.e., 411, 311 or 611) for which no charges will apply. The local exchange company shall charge for each local directory assistance call in excess of this allowance. The charge shall not apply for calls from pay stations.~~

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1 ~~(d) The local exchange company shall apply the charge for each call to the number designated~~
2 ~~for long distance directory assistance within the customer's HNPA (i.e., 1 + (850) 555 1212).~~
3 Specific Authority 350.127 FS. Law Implemented 364.02, 364.025, 364.03, 364.04, 364.07,
4 364.08 FS. History--New 6-12-86, Amended 6-3-90, 5-31-93, 11-21-95, 5-8-05, _____.

5
6 **25-4.117 800 Toll Free Service.**

7 Telephone companies are prohibited from billing to or collecting from the originating caller
8 any charges for intrastate calls to toll free numbers (e.g., 800, 866, 877, and 888)~~an 800~~
9 ~~service subscriber.~~

10 Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.04, 364.051 FS. History--
11 New 3-5-90, Amended _____.

12
13 **25-4.200 Application and Scope.**

14 Specific Authority 350.127(2) FS. Law Implemented 364.052 FS. History--New 3-10-96,
15 Repealed _____.

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Rules 25-4.019, 25-4.020, 25-4.022,
25-4.034, 25-4.069, 25-4.112, 25-4.115,
25-4.117, 25-4.200
Docket No. 080641-TP

SUMMARY OF RULES

Rule 25-4.019 is repealed because it is unnecessary. Section 25-4.019(3) concerning working conditions provided by companies to Commission staff at times when staff makes visits to the companies is reworded and Rule 25-4.020 is amended to include that reworded requirement. Rule 25-4.022(1) is amended to delete the trouble reports record retention requirements which are redundant of requirements included in Rule 25-4.020(3). Rule 25-4.022(2) is amended to delete the requirements for responding in writing to customer complaints which are redundant of Rule 25-4.111(1) which requires a company to respond to all complaints within 15 days. Rule 25-4.034 is amended by streamlining and adding to it the rule provisions from Chapter 25-9 which apply to ILECs. Rule 25-4.069 is repealed because it is unnecessary and redundant of Rules 25-4.036 and 25-4.038 which provide more specific requirements related to safe, adequate, and continuous service. Rule 25-4.112 is repealed because it is unnecessary. Rule 25-4.115 is amended to delete Sections (1)(a) and (b), and (2)(b), (c) and (d), which are unnecessary because Rule 25-4.034 requires all rates and charges to be in the ILECs' tariffs. Rule 25-4.117 is amended to include other toll free numbers which have been implemented since the time the rule was adopted. Rule 25-4.200 is repealed as unnecessary because it restates the application and scope language of Section 364.052(2)(b), F.S. None of the rule amendments or repeals are intended to impact in any way wholesale service or the SEEM (Self-Effectuating Enforcement Mechanism) plan, the SEEM metrics or payments, or the type of data that must be collected and analyzed for purposes of the SEEM plan.

SUMMARY OF HEARINGS ON THE RULES

No hearing was requested and none was held.

FACTS AND CIRCUMSTANCES JUSTIFYING THE RULES

Rule 25-4.019, Records and Reports in General, is repealed because it is unnecessary. Part of the rule is based on section 364.18, F.S., which does not apply to price regulated incumbent local exchange companies (ILECs). Most of the remainder of the rule is unnecessary since it adds little to Sections 364.183 and 364.185, F.S. Section 25-4.019(3) is reworded and Rule 25-4.020 is amended to include that reworded requirement.

Rule 25-4.020, Location and Preservation of Records, is amended to add language concerning working conditions provided by companies to Commission staff at times when staff makes visits to the companies. This language is currently included in Rule 25-4.019(3).

Rule 25-4.022, Complaint-Trouble Reports, Etc., is amended to eliminate trouble reports record retention requirements which are redundant of requirements included in Rule 25-4.020(3). Rule 25-4.022(2) is amended to delete the requirements for responding in writing to customer

complaints which are redundant of Rule 25-4.111(1) which requires a company to respond to all complaints within 15 days.

Rule 25-4.034, Tariffs, is amended by streamlining and adding to it the rule provisions from Chapter 25-9 which apply to ILECs. Currently, most of the specific rules related to tariffs and tariff filings are contained in Chapter 25-9. The rules in Chapter 25-9 also apply to electric, gas, water and wastewater utilities. Chapter 25-9 is amended to no longer apply to ILECs. The rules in Chapter 25-9 which apply to ILECs, current tariff procedures, and Commission orders related to tariffs were reviewed in order to simplify and streamline the tariff requirements which are being added to rule 25-4.034.

Rule 25-4.069, Maintenance of Plant and Equipment, is repealed because it is unnecessary and redundant of Rules 25-4.036, Design and Construction of Plant, and 25-4.038, Safety, which provide more specific requirements related to safe, adequate, and continuous service.

Rule 25-4.112, Termination of Service by Customer, is repealed because it is unnecessary.

Rule 25-4.115, Directory Assistance, is amended to delete Sections (1)(a) and(b), and (2)(b), (c) and (d) which are unnecessary because Rule 25-4.034, Tariffs, requires all rates and charges to be in the ILECs' tariffs.

Rule 25-4.117, 800 Service, is be amended to include toll free numbers in addition to 800 which have been implemented since the time the rule was adopted.

Rule 25-4.200, Application and Scope, is repealed as unnecessary because it restates the application and scope language of Section 364.052(2)(b), F.S.

CERTIFICATION OF
PUBLIC SERVICE COMMISSION ADMINISTRATIVE RULES
FILED WITH THE
DEPARTMENT OF STATE

FILED
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I do hereby certify:

/x/ (1) That all statutory rulemaking requirements of Chapter 120, F.S., have been complied with; and

/x/ (2) There is no administrative determination under subsection 120.56(2), F.S., pending on any rule covered by this certification; and

/x/ (3) All rules covered by this certification are filed within the prescribed time limitations of paragraph 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by paragraph 120.54(3)(a), F.S., and;

/x/ (a) Are filed not more than 90 days after the notice; or

// (b) Are filed not more than 90 days after the notice not including days an administrative determination was pending; or

// (c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

// (d) Are filed more than 90 days after the notice, but not less than 14 nor more than 45 days after the adjournment of the final public hearing on the rule; or

// (e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

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// (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

// (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

// (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

// (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the small business ombudsman.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule Nos.

25-9.001

25-9.002

25-9.005

25-9.008

25-9.009

25-9.022


25-9.027

25-9.029

25-9.032

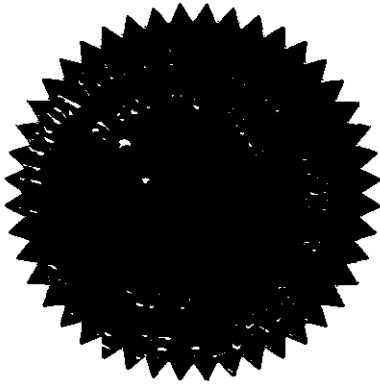
Under the provision of subparagraph 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective: _____
(month) (day) (year)



ANN COLE
Commission Clerk

Number of Pages Certified



KC

1 **25-9.001 Application and Scope.**

2 (1) The provisions of Parts I, II and III of these rules shall only apply to public utilities as
3 defined in subsection 25-9.002(2), F.A.C., and Parts IV and V of these rules shall only apply
4 to municipalities and cooperatives as defined in subsection 25-9.051(2), F.A.C. ~~Except as~~
5 ~~provided by Parts X through XIV, Chapter 25-24, F.A.C., t~~The provisions of this Chapter shall
6 not apply to Interexchange Companies, Pay Telephone Service Companies, Shared Tenant
7 Service Companies, Operator Service Provider Companies, ~~or~~ Alternative Access Vendor
8 Service Providers., Competitive Local Exchange Companies or Local Exchange Companies.

9 (2) – (5) No Change.

10 Specific Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented ~~364.03, 364.04,~~
11 ~~364.05, 364.08, 364.337,~~ 366.04(2)(b), 366.05(1), 367.041(2), 367.091, 367.101 FS. History–
12 Repromulgated 1-8-75, 10-22-75, Amended 8-9-79, Formerly 25-9.01, Amended 2-23-86, 1-
13 8-95, _____.

14
15 **25-9.002 Definitions.**

16 For the purposes of these regulations the following definitions shall apply:

17 (1) No Change.

18 (2) Except where a different meaning clearly appears from the context, the word or words
19 “utility” or “public utility” as used in these rules shall mean and include all electric and gas
20 utilities, water systems, and wastewater systems, ~~telephone companies and telegraph~~
21 ~~companies~~ which are, or may hereafter be, subject to the jurisdiction of this Commission.

22 (3) – (8) No Change.

23 Specific Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented ~~364.04,~~ 366.05(1),
24 367.021 FS. History–Repromulgated 1-8-75, 10-22-75, Formerly 25-9.02, Amended _____.

25

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1 **25-9.005 Information to Accompany Filings.**

2 (1) No Change.

3 (2) In addition to the foregoing, ~~Telephone Companies, E~~electric utilities and gas utilities shall
4 provide the following:

5 (a) – (c) No Change.

6 (d) A company may request a waiver of any of the requirements of this subsection upon a
7 written application showing that the requirement is inordinately burdensome or unnecessary
8 for analysis of its filing. The directors of the Divisions of Economic Regulation ~~and~~
9 ~~Competitive Markets and Enforcement, respectively,~~ will dispose of any such request. A
10 company may request Commission review of a denial of a waiver.

11 ~~(3)(a) When a local exchange telephone company whose annual revenues from regulated~~
12 ~~telecommunications operations are \$100,000,000 or more files a tariff to introduce a new~~
13 ~~service, incremental cost data shall be filed sufficient to demonstrate that the proposed rates~~
14 ~~for the service are not below incremental cost. When a local exchange telephone company~~
15 ~~whose annual revenues from regulated telecommunications services are less than~~
16 ~~\$100,000,000 files a tariff for a new service, it shall provide incremental cost data, if~~
17 ~~available, or otherwise demonstrate that the proposed rates for the service are not below that~~
18 ~~local exchange company's incremental cost.~~

19 ~~(3)(b) Where the change involves a rate or charge and the electric, or gas, or telephone utility~~
20 ~~elects to make a cost study, the utility shall file a cost information statement containing a~~
21 ~~summary of the cost study performed, including:~~

22 1. – (5) No Change.

23 ~~(6) The provisions of paragraph (1)(b) and subsections (2) and (3) shall not apply to telephone~~
24 ~~interexchange carriers granted exemptions by Order No. 13678, issued September 13, 1984.~~

25 Specific Authority 350.127(2) FS. Law Implemented 364.05, ~~364.3381~~, 366.06, 367.081 FS.

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1 History—Repromulgated 1-8-75, 10-22-75, Amended 1-18-82, 8-8-85, Formerly 25-9.05,
2 Amended 5-24-94,_____.

3

4 **25-9.008 Telephone Utility Tariffs.**

5 Specific Authority 350.127(2) FS. Law Implemented 364.04 FS. History—Repromulgated 1-8-
6 75, 10-22-75, Formerly 25-9.08, Repealed_____.

7

8 **25-9.009 Numbering and General Data Required for Each Sheet.**

9 The numbering and general data required by this rule and listed below shall appear on each
10 sheet in the rate book excepting the front and back covers and the individual sheets of special
11 contracts.

12 (1) – (a) No Change.

13 ~~(b) Telephone and telegraph utilities covered by Rule 25-9.008, F.A.C., should continue the~~
14 ~~presently effective section and sheet numbering system which is uniformly employed by all~~
15 ~~such utilities, the size and construction of whose tariffs require such division.~~

16 ~~(b)(e)~~ (c) renumbered as (b) No Change.

17 (2) – (5) No Change.

18 Specific Authority 350.127(2), 367.121 FS. Law Implemented ~~364.04~~, 366.05, 367.041 FS.
19 History—Repromulgated 1-8-75, 10-22-75, Formerly 25-9.09, Amended_____.

20

21 **25-9.022 Table of Contents.**

22 (1) No Change.

23 (2) In the larger rate books the major sections will be individually indexed in accordance with
24 Rules 25-9.007 and ~~25-9.008~~, F.A.C. In these larger rate books the table of contents will serve
25 as an index or guide to the separate sections as set out in ~~said two rules~~ Rule 25-9.007, F.A.C.

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from existing law.

1 Specific Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented ~~364.04~~, 366.05(1),
2 367.041(2) FS. History—Repromulgated 1-8-75, Formerly 25-9.22, Amended_____.

3

4 **25-9.027 Rules and Regulations.**

5 (1) This section shall include all rules, regulations, practices, services, classifications,
6 exceptions and conditions made or observed relative to the utility service furnished which are
7 general and apply to all or many of the rate schedules ~~or exchange areas served~~.

8 (2) No Change.

9 (3) If a general regulation does not apply to a particular schedule, or classification ~~or~~
10 ~~exchange~~, that fact should be clearly stated.

11 Specific Authority 350.127(2), 366.05(1) FS. Law Implemented ~~364.04~~, 366.05(1),
12 367.041(2) FS. History—Repromulgated 1-8-75, Formerly 25-9.27, Amended_____.

13

14 **25-9.029 Index of Rate ~~or Exchange~~ Schedules.**

15 (1) This section shall provide an index to facilitate prompt reference to any particular rate
16 schedule ~~or to any given exchange~~.

17 (2) In cases where the rate sections for which this index is provided contain less than twelve
18 (12) sheets, this section may be omitted.

19 Specific Authority 350.127(2), 366.05(1), 367.121 FS. Law Implemented ~~364.04~~, 366.05(1),
20 367.041(2) FS. History—Repromulgated 1-8-75, Formerly 25-9.29, Amended_____.

21

22 **25-9.032 Telephone Utility Exchange Schedules.**

23 Specific Authority 350.127(2), FS. Law Implemented 364.04 FS. History—Repromulgated 1-8-
24 75, Formerly 25-9.32, Repealed_____.

25

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from existing law.

Rules 25-9.001, 25-9.002, 25-9.005,
25-9.008, 25-9.009, 25-9.022, 25-9.027,
25-9.029, 25-9.032
Docket No. 080641-TP

SUMMARY OF RULES

Rule 25-9.001 is amended to exclude ILECs and CLECs from Chapter 25-9, F.A.C. The applicable tariff and tariff filing requirements related to ILECs are being rewritten and included in rule 25-4.034. Chapter 25-9 does not currently apply to CLECs so the rule is amended to make this clear. Rules 25-9.002 and 25-9.005 are amended to remove all references to telephone companies, consistent with the amendment of Rule 25-9.001. Rule 25-9.008, which applies only to telephone companies, is repealed consistent with the amendment of Rule 25-9.001. Rules 25-9.009, 25-9.022, 25-9.027, and 25-9.029 are amended to remove all references to telephone companies, consistent with the amendment of Rule 25-9.001. Rule 25-9.032, which applies only to telephone companies, is repealed consistent with the amendment of Rule 25-9.001.

SUMMARY OF HEARINGS ON THE RULES

No hearing was requested and none was held.

FACTS AND CIRCUMSTANCES JUSTIFYING THE RULES

Rule 25-9.001, Application and Scope, is amended to exclude ILECs and competitive local exchange companies (CLECs) from Chapter 25-9, F.A.C. The applicable tariff and tariff filing requirements related to ILECs are being rewritten and included in Rule 25-4.034. Chapter 25-4 does not currently apply to CLECs, so the rule is being amended to make this clear.

Rules 25-9.002, Definitions, and 25-9.005, Information to Accompany Filings, are amended to remove all references to telephone companies consistent with the amendment of Rule 25-9.001.

Rule 25-9.008, Telephone Utility Tariffs, is repealed consistent with amendment of Rule 25-9.001 because this rule applies only to telephone companies.

25-9.009 Numbering and General Data Required for Each Sheet, 25-9.022, Table of Contents, 25-9.027, Rules and Regulations, and 25-9.029, Index of Rate or Exchange Schedules, are amended to remove all references to telephone companies consistent with the amendment of Rule 25-9.001.

Rule 25-9.032, Telephone Utility Exchange Schedules, is repealed consistent with amendment of Rule 25-9.001 because this rule applies only to telephone companies.