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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of rulemaking to amend and
repeal rules in Chapters 25-4 and 25-9, F.A.C.,
pertaining to telecommunications.

DOCKET NO. 080641-TP
ORDER NO. PSC-09-0144-FOF-TP
ISSUED: March 9, 2009

The following Commissioners participated in the disposition of this matter:

MATTHEW M. CARTER II, Chairman
LISA POLAK EDGAR
KATRINA J. McMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP

NOTICE OF ADOPTION OF RULES

BY THE COMMISSION:

NOTICE is hereby given that the Florida Public Service Commission, pursuant to Section 120.54, Florida Statutes, has adopted without changes the amendments to Rules 25-4.002, 25-4.023, 25-4.071, 25-4.074, 25-4.107, and 25-4.109 and the repeal of Rules 25-4.046, 25-4.067, 25-4.108, Florida Administrative Code, relating to telecommunications regulation.

The rules were filed with the Department of State on March 6, 2009 and will be effective on March 26, 2009. A copy of the rules as filed with the Department is attached to this Notice.

This docket is shall remain open to address the comments filed pertaining to Rules 25-4.0185, 25-4.066, 25-4.070, 25-4.073, 25-4.083, and 25-4.110, Florida Administrative Code.

By ORDER of the Florida Public Service Commission this 9th day of March, 2009.



ANN COLE
Commission Clerk

(SEAL)

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25-4.002 Application and Scope.

(1) These rules are intended to define reasonable service standards that will promote the furnishing of adequate and satisfactory local and long distance service to the public, and to establish the rights and responsibilities of both the utility company and the customer. The rules contained in Parts I-XI of this chapter apply to local exchange companies. ~~The rules contained in Part II and Part V apply only to residential service.~~ The rules contained in Part X of Chapter 25-24, F.A.C., apply to any Interexchange Company. The rules in Part XI of Chapter 25-24, F.A.C., apply to any pay telephone service company. The rules in Part XII of Chapter 25-24, F.A.C., apply to all Shared Tenant Service Companies. The rules in Part XIII of Chapter 25-24, F.A.C., apply to all Operator Service Provider Companies and call aggregators. The rules contained in Part XIV of Chapter 25-24, F.A.C., apply to all Alternative Access Vendor Service Providers. The rules contained in Part XV of Chapter 25-24, F.A.C., apply to all competitive local exchange telecommunications companies.

(2) In addition to the rules contained in this part, any local exchange company that provides operator services in a call aggregator context shall also comply with the rules contained in Part XIII of Chapter 25-24, F.A.C.

Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.335, 364.337, 364.3375, 364.3376 FS. History—Revised 12-1-68, Formerly 25-4.02, Amended 2-23-87, 1-8-95, 2-1-99, 4-3-05.

25-4.023 Report of Interruptions.

(4) The Commission shall be informed of any ~~major~~ interruptions to service which are the result of a tropical system named by the National Hurricane Center that affect 1,000 or more subscribers for a period of 30 minutes or more as soon as it comes to the attention of the utility.