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Public Service Commission

August 31, 2009

Mr. Scott Boyd, Executive Director
Joint Administrative Procedures
Committee
Room 120 Holland Building
Tallahassee, FL 32399-1300

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COMMISSION
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Re: Docket No. 080641-TP - Amendment of Rules 25-4.0185, 25-4.066, 25-4.070, 25-4.073, and 25-4.110, F.A.C.

Dear Mr. Boyd:

On August 18, 2009, the Commission approved the adoption of Rule 25-4.0185, 25-4.066, 25-4.070, 25-4.073, and 25-4.110, F.A.C., with changes. The subject matter and content are similar to the proposed rules as published January 23, 2009. However, the rules as adopted contain changes based upon comments on the proposed rules submitted by interested persons. A Statement of Changes is enclosed.

We plan to publish the Notice of Change on September 4, 2009, a copy of which is enclosed. If there are no rule challenges filed, we plan to file the rules with the Department of State for adoption on September 28, 2009.

If there are any questions with respect to these rules, please do not hesitate to call me.

Sincerely,

Handwritten signature of Kathryn G.W. Cowdery in black ink.
Kathryn G.W. Cowdery
Senior Attorney

Enclosures
cc: Office of Commission Clerk

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FPSC-COMMISSION CLERK

STATEMENT OF CHANGES

Based upon comments filed by interested persons in this docket, the Commission voted on August 18, 2009 to adopt Rules 25-4.0185, 25-4.066, 25-4.070, 25-4.073, and 25-4.110, F.A.C., with the following changes to the proposed rules as published in the FAW on January 23, 2009:

25-4.0185(2): The phrase "apply to residential service" is changed to "apply to basic local telecommunications service" to be consistent with statutory changes.

25-4.0185(4): A new subparagraph (4) is added which states that each local exchange telecommunications company shall begin recording basic local telecommunications service data for schedules 2, 3, 11 and 15 no later than January 1, 2010, in order to allow the companies time to make this transition.

25-4.066(1): The phrase "for residential local telecommunications service within its certificated area in accordance with its filed tariffs or orders of the Commission, subject to its ability to secure and provide, for reasonable expense, suitable facilities and rights for construction and maintenance of such facilities" is changed to "for basic local telecommunications service within its certificated area in accordance with its schedules." to be consistent with statutory changes.

25-4.066(2): The phrase "all tariff requirements" is changed to "all schedule requirements," the phrase "or when broadband or video services are requested in addition to the telecommunications service" is deleted, and the phrase "requests for primary service" is changed to "requests for basic local telecommunications service," to be consistent with statutory changes.

25-4.006(5): The phrase "Each company shall report primary residential" is changed to "Each company shall report basic primary residential" to be consistent with statutory changes.

25-4.070(1): The phrase "residential customer telephone service" is changed to "basic local telecommunications service" to be consistent with statutory changes.

25-4.070(8): The phrase "shall apply to residential service only" is changed to "shall apply to basic local telecommunications service only" to be consistent with statutory changes.

25-4.073(1)(a): The phrase "for residential service" is changed to "for basic local telecommunications service" to be consistent with statutory changes.

25-4.073(4): The phrase "shall apply to residential service" is changed to "shall apply to basic local telecommunications service" to be consistent with statutory changes.

25-4.110(4): The sentence "This bill insert or bill message shall be submitted to the Commission's Division of Regulatory Compliance for prior approval" is deleted to be consistent with statutory changes.