

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

060476-TL  
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09 NOV 30 PM 1:42  
COMMISSION  
CLERK

I hereby certify:

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

(2) That there is no administrative determination under Section 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 Section 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by Section 120.54(3)(a), F.S.; and

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

(b) Are filed more than 90 days after the notice, but not more than 60 days after the administrative law judge files the final order with the clerk or until 60 days after subsequent judicial review is complete; 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

(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 Regulatory Advisory Committee.

FILED  
NOV 30 1988  
DEPARTMENT OF STATE  
TALLAHASSEE, FLORIDA

FILE NUMBER-DATE  
11604 NOV 30 88  
FPSC-COMMISSION CLERK

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.

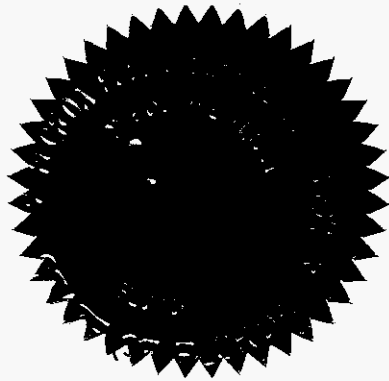
Rule Nos.

25-24.516

25-24.630

Under the provision of Section 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)



KC

  
\_\_\_\_\_  
ANN COLE  
Commission Clerk

Number of Pages Certified \_\_\_\_\_

1 25-24.516 Pay Telephone Operator Services Rate Caps.

2 (1) ~~Rates charged any end user by a pay telephone provider, providing operator service within the pay~~  
3 ~~telephone premises' equipment, shall not exceed the following:~~

4 (a) ~~Local coin calls—the rate posted at the pay telephone station.~~

5 (b) ~~Extended area service (EAS) coin calls—a rate equivalent to the local coin call rate.~~

6 (c) ~~Extended calling scope (ECS) calls—the rate equivalent to the local coin rate.~~

7 (d) ~~0+ toll non person to person—a maximum rate of \$0.30 per minute, plus a \$1.75 charge.~~

8 (e) ~~0+ toll person to person—a maximum rate of \$.30 per minute, plus a \$3.25 charge.~~

9 (f) ~~0+ non person to person local—a rate equivalent to the local coin rate, plus a \$1.75 charge.~~

10 (g) ~~0+ person to person local—a rate equivalent to the local coin rate, plus a \$3.25 charge.~~

11 (2) A pay telephone provider shall not obtain services from an interexchange carrier or an operator  
12 service provider unless such carrier or provider has registered with or has obtained a certificate of public  
13 convenience and necessity from the Commission.

14 Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.3375(4), (5), 364.3376 FS.

15 History—New 9-5-95, Amended 2-1-99, 9-7-04.

16  
17 25-24.630 Rate and Billing Requirements.

18 (1) Services charged and billed to any end user by an operator services provider for an intrastate 0+ or 0-  
19 call made from a pay telephone or in a call aggregator context shall not exceed the rates in the company's  
20 published schedules. ~~a rate of \$.30 per minute plus the applicable charges for the following types of telephone~~  
21 ~~calls:~~

22 (a) ~~A person to person call—a charge of \$3.25;~~

23 (b) ~~A call that is not a person to person call—a charge of \$1.75.~~

24 (2) An operator services provider shall have current rate information readily available and provide this  
25

CODING: Words underlined are additions; words in ~~struck through~~ type are deletions from existing law.

1 information orally to end users upon request prior to connection.

2 (3) An operator services provider shall require that its certificated or registered name appear on any  
3 telecommunications company's bill for regulated charges.

4 (4) An operator services provider shall require all calls to be individually identified on each bill from a  
5 telecommunications company on an end user's bill, including the date and start time of the call, call duration,  
6 origin and destination (by city or exchange name and telephone number), and type of call.

7 (5) An operator services provider shall provide a toll-free number for customer inquiries on the bill and  
8 maintain procedures adequate to allow the company to promptly receive and respond to such inquiries.

9 (6) An operator services provider shall charge only for conversation time as rounded according to  
10 company published schedules ~~tariffs~~.

11 (7) An operator services provider shall not:

12 (a) Bill or charge for uncompleted calls in areas where answer supervision is available or knowingly bill  
13 or charge for uncompleted calls in areas where answer supervision is not available.

14 (b) Bill for any collect call that has not been affirmatively accepted by a person receiving the call  
15 regardless of whether the call was processed by a live or automated operator.

16 (c) Bill for calls in increments greater than one minute except for pay telephone coin calls that may be in  
17 increments no greater than three minutes.

18 ~~(d) Bill or collect a surcharge levied by any entity, either directly or through its billing agent, except~~  
19 ~~Commission-approved charges for pay telephone providers.~~

20 Rulemaking Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.3376 FS. History--New 9-6-93,  
21 Amended 2-1-9, 9-7-04.

22  
23 Amend/Rules 24-516.rcb.doc

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Rule Nos. 25-24.516 and  
25-24.630  
Docket No. 060476-TL

SUMMARY OF RULE

The amendments remove the price caps for operator services and replace references to “tariffs” with “schedules.”

SUMMARY OF HEARINGS ON THE RULE

No hearing was requested and none was held.

FACTS AND CIRCUMSTANCES JUSTIFYING THE RULE

It was necessary to amend the rules to be consistent with recent legislative changes to Section 364.3376, Florida Statutes.

FILED  
2009 NOV 25 04:10:43  
WILLIAMSON, FLORIDA