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NOTICE OF PROPOSED RULE

PUBLIC SERVICE COMMISSION

RULE NO: RULE TITLE

- 25-4.0185: Periodic Reports
- 25-4.022: Complaints
- 25-4.023: Report of Interruptions
- 25-4.0345: Customer Premises Equipment and Inside Wire
- 25-4.036: Design and Construction of Plant
- 25-4.038: Safety
- 25-4.040: Telephone Directories, Directory Assistance
- 25-4.041: Courtesy
- 25-4.066: Availability of Basic Local Telecommunications Service
- 25-4.070: Customer Trouble Reports for Basic Local Telecommunications Service
- 25-4.071: Adequacy of Service
- 25-4.072: Transmission Requirements
- 25-4.073: Answering Time for Basic Local Telecommunications Service
- 25-4.074: Intercept Service
- 25-4.078: Emergency Operation
- 25-4.079: Hearing/Speech Impaired Persons
- 25-4.081: Emergency 911 Access
- 25-4.084: Carrier-of-Last-Resort; Multitenant Business and Residential Property
- 25-4.085: Service Guarantee Program
- 25-4.088: Applicability
- 25-4.089: Definitions
- 25-4.090: Rights of Way and Easements
- 25-4.091: Installation of Underground Distribution System Within Subdivision
- 25-4.092: Schedule of Charges
- 25-4.093: Connection of Existing System
- 25-4.094: Advance by Applicant
- 25-4.095: Construction Practices
- 25-4.096: Records and Reports
- 25-4.097: Special Conditions
- 25-4.107: Information to Residential Customers; Installment Plan
- 25-4.109: Residential Customer Deposits
- 25-4.110: Customer Billing for Local Exchange Telecommunications Companies
- 25-4.111: Customer Complaints and Service Requests
- 25-4.114: Refunds
- 25-4.115: Directory Assistance
- 25-4.117: Toll Free Service
- 25-4.202: Construction
- 25-4.210: Service Evaluations and Investigations

PURPOSE AND EFFECT: To eliminate rules which no longer have statutory authority.

SUMMARY: Rules 24-4.0185, 25-4.022, and 25-4.023 pertain to record and reporting requirements for local exchange telecommunication companies (LECs); Rules 25-4.0345, 25-4.036, 25-4.038, 25-4.040, and 25-4.041 pertain to management requirements for LECs; Rules 25-4.066, 25-4.070, 25-4.071, 25-4.072, 25-4.073, 25-4.074, 25-4.078, 25-4.079, 25-4.081, 25-4.084, and 25-4.085 pertain to service provisions for LECs; 25-4.088, 25-4.089, 25-4.090, 25-4.091, 25-4.092, 25-4.093, 25-4.094, 25-4.095, 25-4.096, and 25-4.097 pertain to telephone underground extension requirements for LECs; Rules 25-4.107, 25-4.109, 25-4.110, 25-4.111, 25-4.114, 25-4.115, and 25-4.117 pertain to customer relations requirements for LECs; and Rules 25-4.202 and 25-4.210 pertain to LEC service evaluations and investigations. Chapter No. 2011-36, Laws of Florida, effective July 1, 2011, amended the Commission's authority over telecommunications companies. These rules are being repealed because there is no longer statutory authority to implement the rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: Based on information on the benefits of competition and the reduction of regulation on the telecommunications industry, the rule repeals will not have an adverse impact on small business, will not likely increase directly or indirectly regulatory costs in excess of

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\$200,000 in the aggregate within one year after implementation of the repeal of the rules, and will not require legislative ratification pursuant to section 120.541(3), F.S. A SERC has not been prepared by the agency. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 350.127, 350.127(2), 364.04, 364.14(2), 364.17, 364.604(5), FS.

LAW IMPLEMENTED: 350.113, 350.127, 364.01, 364.01(4), 364.02, 364.02(2), 364.025, 364.0251, 364.0252, 364.03, 364.03(3), 364.035, 364.04, 364.05(4), 364.051, 364.052, 364.055(2), 364.07, 364.08, 364.15, 364.17, 364.18, 364.183, 364.183(1), 364.185, 364.19, 364.3382, 364.385, 364.386, 364.602, 364.603, 364.604, 365.171, 395.1027, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cynthia B. Miller, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6082, cmiller@psc.state.fl.us
THE FULL TEXT OF THE PROPOSED RULE IS:

25-4.0185 Periodic Reports.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.183(1) FS. History–New 12-14-86, Amended 7-20-89, 12-27-94, 3-10-96, 4-3-05, 10-21-09, Repealed.

25-4.022 Complaints.

Rulemaking Authority 350.127(2), 364.17 FS. Law Implemented 364.051, 364.17, 364.183 FS. History–Revised 12-1-68, Formerly 25-4.22, Amended 1-25-09, Repealed.

25-4.023 Report of Interruptions.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.17, 364.183 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.23, Amended 10-1-96, 4-3-05, 3-26-09, Repealed.

25-4.0345 Customer Premises Equipment and Inside Wire.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03 FS. History–New 12-13-82, Amended 9-30-85, Formerly 25-4.345, Amended 4-16-90, 3-10-96, 2-1-99, Repealed.

25-4.036 Design and Construction of Plant.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15 FS. History–Revised 12-1-68, Amended 4-19-77, Formerly 25-4.36, Amended 2-5-86, 3-26-91, 5-3-94, 12-23-02, 12-29-05, 9-5-07, Repealed.

25-4.038 Safety.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03 FS. History–New 12-1-86, Formerly 25-4.38, Amended 4-3-05, Repealed.

25-4.040 Telephone Directories; Directory Assistance.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02(2), 364.025, 364.0251, 364.03, 364.385, 365.171, 395.1027 FS. History– New 12-1-68, Amended 3-31-76, 1-4-78, 12-10-84, Formerly 25-4.40, Amended 11-28-89, 3-31-91, 2-11-92, 12-16-94, 11-20-08, Repealed.

25-4.041 Courtesy.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03 FS. History–New 12-1-68, Formerly 25-4.41, Repealed.

25-4.066 Availability of Basic Local Telecommunications Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.025, 364.15, 364.183, 364.185 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.66, Amended 3-10-96, 4-3-05, 4-3-05, 10-21-09, Repealed.

25-4.070 Customer Trouble Reports for Basic Local Telecommunications Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.15, 364.183, 364.386 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.70, Amended 6-24-90, 3-10-96, 4-3-05, 10-21-09, Repealed.

25-4.071 Adequacy of Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15, 364.17, 364.18, 364.183, 364.19, 364.386 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.71, Amended 6-24-90, 3-10-96, 3-26-09, Repealed.

25-4.072 Transmission Requirements.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15, 364.386 FS. History–New 12-1-68, Amended 3-31-76, Formerly 25-4.72, Amended 3-10-96, 4-3-05, Repealed.

25-4.073 Answering Time for Basic Local Telecommunications Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.386, 365.171 FS. History–New 12-1-68, Amended 3-31-76, Formerly 25-4.73, Amended 11-24-92, 4-3-05, 10-21-09, Repealed.

25-4.074 Intercept Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01, 364.03, 364.051 FS. History–New 12-1-68, Amended 3-31-76, Formerly 25-4.74, Amended 3-10-96, 3-26-09, Repealed.

25-4.078 Emergency Operation.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.025, 364.03 FS. History–Revised 12-1-68, Amended 3-31-76, Formerly 25-4.78, Repealed.

25-4.079 Hearing/Speech Impaired Persons.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02, 364.025, 364.03, 364.04 FS. History–New 4-5-88, Amended 6-3-90, 5-8-05, 11-20-08, Repealed.

25-4.081 Emergency 911 Access.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02, 364.025, 364.03(3), 365.171, 364.385 FS. History–New 1-5-97, Repealed.

25-4.084 Carrier-of-Last-Resort; Multitenant Business and Residential Property.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.025 FS. History–New 2-20-07, Repealed.

25-4.085 Service Guarantee Program.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.01, 364.01(4), 364.03, 364.035, 364.386 FS. History–New 6-14-05, Repealed.

25-4.088 Applicability.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.88, Repealed.

25-4.089 Definitions.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.89, Repealed.

25-4.090 Rights of Way and Easements.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Amended 3-31-76, Formerly 25-4.90, Repealed.

25-4.091 Installation of Underground Distribution System Within Subdivision.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.91, Repealed.

25-4.092 Schedule of Charges.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.04, 364.15 FS. History–New 4-10-71, Formerly 25-4.92, Repealed.

25-4.093 Connection of Existing System.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.93, Repealed.

25-4.094 Advance by Applicant.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.94, Repealed.

25-4.095 Construction Practices.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.95, Repealed.

25-4.096 Records and Reports.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15, 364.183 FS. History–New 4-10-71, Formerly 25-4.96, Repealed.

25-4.097 Special Conditions.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.15 FS. History–New 4-10-71, Formerly 25-4.97, Repealed.

25-4.107 Information to Residential Customers; Installment Plan.

Rulemaking Authority 350.127(2), 364.14(2) FS. Law Implemented 364.025, 364.0252, 364.03, 364.04, 364.051, 364.15, 350.127 FS. History–New 7-5-79, Amended 11-30-86, 11-28-89, 3-31-91, 10-30-91, 3-26-09, Repealed.

25-4.109 Residential Customer Deposits.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.07, 364.19 FS. History–New 12-1-68, Amended 4-1-69, 7-20-73, 3-31-76, 6-10-80, 9-16-80, 1-31-84, 10-13-88, 8-29-89, 4-25-94, 3-26-09, Repealed.

25-4.110 Customer Billing for Local Exchange Telecommunications Companies.

Rulemaking Authority 350.127, 364.604(5) FS. Law Implemented 350.113, 364.04, 364.052, 364.3382, 364.602, 364.603, 364.604 FS. History–New 12-1-68, Amended 3-31-76, 12-31-78, 1-17-79, 7-28-81, 9-8-81, 5-3-82, 11-21-82, 4-13-86, 10-30-86, 11-28-89, 3-31-91, 11-11-91, 3-10-96, 12-28-98, 7-5-00, 11-16-03, 10-21-09, Repealed.

25-4.111 Customer Complaints and Service Requests.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.051, 364.07, 364.19 FS. History–Revised 12-1-68, Amended 3-31-76, Repealed.

25-4.114 Refunds.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.05(4), 364.055(2), 364.07, 364.08, 364.19 FS. History–New 8-18-83, Repealed.

25-4.115 Directory Assistance.

Rulemaking Authority 350.127 FS. Law Implemented 364.02, 364.025, 364.03, 364.04, 364.07, 364.08 FS. History–New 6-12-86, Amended 6-3-90, 5-31-93, 11-21-95, 5-8-05, 1-25-09, Repealed.

25-4.117 Toll Free Service.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.04, 364.051 FS. History–New 3-5-90, Amended 1-25-09, Repealed.

25-4.202 Construction.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.052 FS. History–New 3-10-96, Amended 1-31-00,
Repealed

25-4.210 Service Evaluations and Investigations.

Rulemaking Authority 350.127(2) FS. Law Implemented 364.03, 364.052, 364.15, 364.18 FS. History–New 3-10-
96, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Ray Kennedy, Regulatory Analysis Division, 2540
Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6584, rkennedy@psc.state.fl.us

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Not applicable because these
are rule repeals.

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Notices Submitted to/Confirmed by Administrative Code & Weekly Staff

Notices Confirmed by ACW

Notices Submitted to ACW

| ID | Rule No./ Organization | Rule Title | Section | Issue | Date |
|----------------------------|------------------------|---|-------------|----------------------|-----------|
| 10303260 | 8/8/2011 | PSC | Meeting | 8/19/2011 Vol. 37/33 | 8/10/2011 |
| 10307043 | 8/9/2011 | FLORIDA PUBLIC SERVICE COMMISSION | Meeting | 8/19/2011 Vol. 37/33 | 8/10/2011 |
| 10307140 | 8/9/2011 | FLORIDA PUBLIC SERVICE COMMISSION | Meeting | 8/19/2011 Vol. 37/33 | 8/10/2011 |
| 10307819 | 8/9/2011 | Florida Public Service Commission | Meeting | 8/19/2011 Vol. 37/33 | 8/10/2011 |
| | | Scope and Waiver, Terms and Definitions, Registration Required, Cancellation of a Registration, Company Operations and Customer Relations, Records and Reports, Tariffs, Toll Free Number Transfers, Pay Telephone Operator Services, Shared Tenant Service Operations, Airport Exemption, Application and Scope, Terms and Definitions; Rules Incorporated, Service Requirements for Companies Providing Operator Services, Rate and Billing Requirements, Service Requirements for Call Aggregators, Tariffs Not Required, AAV Service Provider Operations; Rules Incorporated, Notification Requirements, Consumer Information, Service Standards, Scope, Terms and Definitions, Registration or Certificate of Public Convenience and Necessity Required, Tariffs or Price Lists, Standards for Prepaid Calling Services and Consumer Disclosure, Refunds, Discontinuance of Service | | | |
| 10302969 | 25-24.455,... | | Proposed | 8/19/2011 Vol. 37/33 | 8/10/2011 |
| | | Periodic Reports, Complaints, Report of Interruptions, Customer Premises Equipment and Inside Wire, Design and Construction of Plant, Safety, Telephone Directories; Directory Assistance, Courtesy, Availability of Basic Local Telecommunications Service, Customer Trouble Reports for Basic Local Telecommunications Service, Adequacy of Service, Transmission Requirements, Answering Time for Basic Local Telecommunications Service, Intercept Service, Emergency Operation, Hearing/Speech Impaired Persons, Emergency 911 Access, Carrier-of-Last-Resort; Multitenant Business and Residential Property, Service Guarantee Program, Applicability, Definitions, Rights of Way and Easements, Installation of Underground Distribution System Within Subdivision, Schedule of Charges, Connection of Existing System, Advance by Applicant, Construction Practices, Records and Reports, Special Conditions, Information to Residential Customers; Installment Plan, Residential Customer Deposits, Customer Billing for Local Exchange Telecommunications Companies, Customer Complaints and Service Requests, Refunds, Directory Assistance, 800 Toll Free Service, Construction, Service Evaluations and Investigations | | | |
| ✓ 10302775 | 25-4.0185,... | | Proposed | 8/19/2011 Vol. 37/33 | 8/10/2011 |
| 10284442 | 4/29/2011 | Florida Public Service Commission | Declaratory | 8/12/2011 Vol. 37/32 | 8/3/2011 |