

Notice of Proposed Rule

PUBLIC SERVICE COMMISSION

RULE NO: RULE TITLE

25-4.053: Application and Scope

25-4.054: Maintenance of Records

25-4.055: Classification of Exchanges

25-4.056: Reclassification of Exchanges

PURPOSE AND EFFECT: The Commission proposes to repeal these rules because they are no longer necessary. Statutory changes have profoundly impacted the regulatory landscape for local exchange companies (LECs), and as a result, rate groups no longer serve as a vehicle for regulating local exchange rates. Docket No. 070587-TP.

SUMMARY: Rules 25-4.053 - 25-4.056, F.A.C., generally address rate-grouping plans for LECs. Under the rate-base, rate-of-return form of regulation, LECs often had plans and pricing structures (rates) that were "grouped" based on the number of access lines a subscriber could call. The number of access lines in the local calling area of an exchange was referred to as the "calling scope", and these rules provided guidance for establishing the rate groups using calling scopes. These rules are related to the rules that provide guidelines and requirements for processing requests (Extended Area Service).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The SERC shows that the proposed repeal of these rules will likely have a negligible transactional cost to the telecommunications industry in Florida, and no transactional costs to ratepayers. There will likely be no impact on transaction costs for small businesses and no negative impact on local governments or on the Commission.

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.

SPECIFIC AUTHORITY: 350.127(2), 364.05, FS

LAW IMPLEMENTED: 364.04, 364.05, 364.18, 364.025, 364.051, FS

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rosanne Gervasi, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850) 413-6224.

THE FULL TEXT OF THE PROPOSED RULE IS:

25-4.053 Application and Scope.

Specific Authority 350.127(2), 364.05 FS. Law Implemented 364.05 FS. History--New 1-20-63, Revised 12-1-68, Formerly 25-4.53, Repealed XX-XX-XX.

25-4.054 Maintenance of Records.

Specific Authority 350.127(2), 364.05 FS. Law Implemented 364.04, 364.05, 364.18 FS. History--New 1-20-63,

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Revised 12-1-68, Formerly 25-4.54, Repealed XX-XX-XX.

25-4.055 Classification of Exchanges.

Specific Authority 350.127(2), 364.05 FS. Law Implemented 364.025, 364.05, 364.051 FS. History—New 1-20-63, Amended 7-21-65, Revised 12-1-68, Formerly 25-4.55, Repealed XX-XX-XX.

25-4.056 Reclassification of Exchanges.

Specific Authority 350.127(2) FS. Law Implemented 364.025, 364.05 FS. History—New 1-20-63, Revised 12-1-68, Amended 3-31-76, 12-10-84, Formerly 25-4.56, Repealed XX-XX-XX.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Barrett, Regulatory Analyst IV, Division of Competitive Markets & Enforcement, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6544.

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 20, 2007

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Notices Submitted to ACW or Confirmed by ACW

Notices Submitted to ACW

ID	Rule No/ Organization	Rule Title	Section	Issue	Date
4952637	11/27/2007	Florida Public Service Commission	Meeting	12/7/2007 Vol. 33/49	11/28/2007
4943525	25-4.042,...	Extended Area Service, Application and Scope, Conditions for Approval, Filing Requirements, Community of Interest Considerations, Hearings, Subscriber Survey, Alternatives to Non-Optional Extended Area Service	Proposed	12/7/2007 Vol. 33/49	11/28/2007
✓ 4941779	25-4.053,...	Application and Scope, Maintenance of Records, Classification of Exchanges, Reclassification of Exchanges	Proposed	12/7/2007 Vol. 33/49	11/28/2007
4917238	25-22.081	Contents of Petition	Proposed	12/7/2007 Vol. 33/49	11/28/2007
4915783	25-6.0423	Nuclear Power Plant Cost Recovery	Proposed	12/7/2007 Vol. 33/49	11/28/2007
4929266	11/16/2007	Florida Public Service Commission	Meeting	11/30/2007 Vol. 33/48	11/19/2007
4929848	11/19/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	11/30/2007 Vol. 33/48	11/19/2007
4930139	11/19/2007	FLORIDA PUBLIC SERVICE COMMISSION	Meeting	11/30/2007 Vol. 33/48	11/19/2007

Notices Confirmed by ACW

None.

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