

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 951560-TP

RULE TITLE:

RULE NO.:

Pay Telephone Service Provided by Local Exchange Companies

25-4.076

Definitions

25-4.003

Customer Premises Equipment and Inside Wire

25-4.015

PURPOSE AND EFFECT: The proposed amendments to rules incorporate requirements mandated by the Federal Communications Commission (FCC) in their latest Report and Order (96-388 and 96-439). The Order requires all states to "review and remove . . . those regulations that affect competition such as entry and exit restrictions." The effect of the proposed amendments is to encourage competition and provide a limited regulatory framework within which all pay telephone service providers (PSPs) will operate. Local exchange company (LEC) pay telephone service providers will operate under the same rules as non-LEC pay telephone service providers.

SUMMARY: The proposed rule amendments repeal the separate rule

- ACK _____ for LECs providing pay telephone services, extend the scope of
- AFA _____ the other pay telephone rules to include LECs, and require that,
- APP _____
- CAF _____ "Any person desiring to provide pay telephone services must have
- CMU _____ a pay telephone certificate." Thus, under the rules all PSPs must
- CTR _____
- EAG _____ follow the same requirements. The proposed amendments implement
- LEG _____ FCC requirements to bring Florida into compliance with the FCC's
- LIN _____
- OPC _____ orders. These requirements include: defining the LEC's pay
- RCH _____
- SEC 1 _____
- WAS _____
- OTH _____

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telephone equipment as customer premises equipment; allowing the PSPs to charge for directory assistance; allowing the PSPs to charge a market-based rate for local coin calls; and discontinuing the set use fee for all O+ and ICX completed O-calls. The proposed amendments include specific rate caps expressed in dollars and cents that pay telephone providers must not exceed for various types of calls. The proposed amendments allow more flexibility to providers for minimum length of calls at confinement facilities, and add conditions for extending incoming call blocking where exempted. In addition, pay telephones will have to meet certain American National Standards Institute (ANSI) requirements for handicapped users. Finally pay telephone stations located in confinement facilities are exempt from certain requirements, and outgoing local and long distance calls at those facilities can not be terminated until after a minimum elapsed time of ten minutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The rule amendments implementing the FCC Order should not impose additional regulatory costs, because PSPs would still be subject to the federal rules absent Florida rule amendments. Rule amendments due to the Commission's initiatives will have additional regulatory costs. PSPs stated that limiting the exemption for blocking incoming calls to one year will create costs ranging from \$120 per pay station to a first year total company cost of \$151,918. The Commission is proposing the

exemption for two years which will spread out those compliance costs. PSPs may incur costs to comply with placard, volume control, both white and yellow page directory, and accessibility requirements. PSPs can no longer charge the set use fee for 0+ calls and IXC completed 0- calls. However, offsetting the additional regulatory costs is the opportunity to increase the rate for intrastate toll calls from \$0.25 to \$0.30 per minute and the surcharge for toll calls from \$1.00 to \$1.75 as well as the ability to charge what the market will bear for local calls. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to 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), FS.

LAW IMPLEMENTED: 364.01, 364.02, 364.03, 364.32, 364.335, 364.337, FS.

WRITTEN COMMENTS OR SUGGESTIONS ON THE PROPOSED RULE MAY BE SUBMITTED TO THE FPSC, DIVISION OF RECORDS AND REPORTING, WITHIN 21 DAYS OF THE DATE OF THIS NOTICE FOR INCLUSION IN THE RECORD OF THE PROCEEDING.

HEARING: IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:
TIME AND DATE: 10:00 A.M., October 19, 1998.

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THESE PROPOSED RULES ARE:
Director of Appeals, Florida Public Service Commission, 2540
Shumard Oak Blvd., Tallahassee, Florida 32399-0862.

THE FULL TEXT OF THESE PROPOSED RULES ARE:

25-4.003 Definitions.

For the purpose of Chapter 25-4, the ~~following~~ definitions of the following terms apply:

(1) - (36) No Change.

(37) "Pay Telephone Service Company." Any telecommunications company, ~~other than a Local Exchange Company~~, which provides pay telephone service as defined in Section 364.3375, Florida Statutes.

(38) - (51) No Change.

Specific Authority 350.127(2) FS.

Law Implemented 364.01, 364.02, 364.32, 364.335, 364.337 FS.

History--Revised 12-1-68, Amended 3-31-76, Formerly 25-4.03,

Amended 2-23-87, 3-4-92, 12-21-93, 3-10-96, _____.

25-4.0345 Customer Premises Equipment and Inside Wire.

(1) Definitions: For purposes of this chapter, the definition to the following terms definitions apply:

(a) "Customer Premises Equipment (CPE)" includes terminal equipment intended for use on the customer's premises such as pay telephones, telephone sets, teletypewriters, data terminal equipment, mobile telephone terminal equipment, private branch exchange equipment, key system equipment, dialers and other

supplemental equipment. CPE does not include "911" public safety answering point equipment (ALI, ANI, ACD equipment), ~~local exchange company pay telephone stations~~, or telecommunications devices required by hearing or speech impaired subscribers.

(b) "Demarcation Point," ~~The is the~~ point of physical interconnection (connecting block, terminal strip, jack, protector, optical network interface, or remote isolation device) between the telephone network and the customer's premises wiring. Unless otherwise ordered by the Commission for good cause shown, the location of this point is:

1. - 4. No Change

(c) "Complex Equipment Wire" ~~The is the~~ premises wiring owned by the local exchange company which may be used as station wiring and to connect off-premises extensions and is beyond the normal demarcation points.

(d) "Inside Wire" ~~All is all~~ wire or cable other than complex equipment wire located on the customer's side of the demarcation point.

(e) "Customer Premises" ~~The is the~~ discrete real property owned, leased, or controlled by a customer for the customer's own business or residential purposes.

(2) The provision and maintenance of CPE Customer-Premises Equipment ~~(CPE)~~ and inside wire, but not complex equipment wire, is deregulated for intrastate purposes.

(3) - (4) No Change.

Specific Authority 350.127(2) FS.

Law Implemented 364.03 FS.

History--New 12-13-82, Amended 9-30-85, Formerly 25-4.345,
Amended 4-16-90, 3-10-96,_____.

25-4.076 Pay Telephone Service Provided By Local Exchange
Companies.

Specific Authority 350.127(2) FS.

Law Implemented 364.03 FS.

History--New 12-1-68, Amended 3-31-76, 3-6-78, Formerly 25-4.76,
Amended 1-5-87, 4-14-92, 12-21-92, 2-3-93, 10-10-94, 12-27-94,
Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULES: Ray Kennedy

NAME OF SUPERVISOR OR PERSONS WHO APPROVED THE PROPOSED RULES:
Florida Public Service Commission.

DATE PROPOSED RULES APPROVED: August 18, 1998

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:
Volume 23, Number 39, September 26, 1997

If any person decides to appeal any decision of the Commission with respect to any matter considered at the rulemaking hearing, if held, a record of the hearing is necessary. The appellant must ensure that a verbatim record, including testimony and evidence forming the basis of the appeal is made. The Commission usually makes a verbatim record of rulemaking hearings.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and

Reporting at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 951560-TP

RULE TITLE:

Company Operations, Rules Incorporated

Scope

Application for Certificate

Pay Telephone Service

Pay Telephone Rate Caps

Reporting Requirements

RULE NO.:

25-24.478

25-24.505

25-24.513

25-24.515

25-24.516

25-24.520

PURPOSE AND EFFECT: The proposed amendments to rules incorporate requirements mandated by the Federal Communications Commission (FCC) in their latest Report and Order (96-388 and 96-439). The Order requires all states to "review and remove . . . those regulations that affect competition such as entry and exit restrictions." The effect of the proposed amendments is to encourage competition and provide a limited regulatory framework within which all pay telephone service providers (PSPs) will operate. Local exchange company (LEC) pay telephone service providers will operate under the same rules as non-LEC pay telephone service providers.

SUMMARY: The proposed rule amendments repeal the separate rule for LECs providing pay telephone services, extend the scope of the other pay telephone rules to include LECs, and require that, "Any person desiring to provide pay telephone services must have a pay telephone certificate." Thus, under the rules all PSPs must

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follow the same requirements. The proposed amendments implement FCC requirements to bring Florida into compliance with the FCC's orders. These requirements include: defining the LEC's pay telephone equipment as customer premises equipment; allowing the PSPs to charge for directory assistance; allowing the PSPs to charge a market-based rate for local coin calls; and discontinuing the set use fee for all O+ and ICX completed O-calls. The proposed amendments include specific rate caps expressed in dollars and cents that pay telephone providers must not exceed for various types of calls. The proposed amendments allow more flexibility to providers for minimum length of calls at confinement facilities, and add conditions for extending incoming call blocking where exempted. In addition, pay telephones will have to meet certain American National Standards Institute (ANSI) requirements for handicapped users. Finally pay telephone stations located in confinement facilities are exempt from certain requirements, and outgoing local and long distance calls at those facilities can not be terminated until after a minimum elapsed time of ten minutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The rule amendments implementing the FCC Order should not impose additional regulatory costs, because PSPs would still be subject to the federal rules absent Florida rule amendments. Rule amendments due to the Commission's initiatives will have additional regulatory costs. PSPs stated that limiting the

exemption for blocking incoming calls to one year will create costs ranging from \$120 per pay station to a first year total company cost of \$151,918. The Commission is proposing the exemption for two years which will spread out those compliance costs. PSPs may incur costs to comply with placard, volume control, both white and yellow page directory, and accessibility requirements. PSPs can no longer charge the set use fee for O+ calls and IXC completed O- calls. However, offsetting the additional regulatory costs is the opportunity to increase the rate for intrastate toll calls from \$0.25 to \$0.30 per minute and the surcharge for toll calls from \$1.00 to \$1.75 as well as the ability to charge what the market will bear for local calls.

SPECIFIC AUTHORITY: 350.127(2), FS.

LAW IMPLEMENTED: 350.113, 350.115, 350.117, 364.01, 364.02, 364.03, 364.035, 364.063, 364.14, 364.15, 364.16, 364.17, 364.18, 364.183, 364.185, 364.30, 364.32, 364.33, 364.335, 364.337, 364.3375, 364.345, FS.

WRITTEN COMMENTS OR SUGGESTIONS ON THE PROPOSED RULE MAY BE SUBMITTED TO THE FPSC, DIVISION OF RECORDS AND REPORTING, WITHIN 21 DAYS OF THE DATE OF THIS NOTICE FOR INCLUSION IN THE RECORD OF THE PROCEEDING.

HEARING: IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 A.M., October 19, 1998

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade

Way, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THESE PROPOSED RULES ARE:

Director of Appeals, Florida Public Service Commission, 2540
Shumard Oak Blvd., Tallahassee, Florida 32399-0862.

THE FULL TEXT OF THESE PROPOSED RULES ARE:

25-24.475 Company Operations; Rules Incorporated.

(1) No Change.

Section	Title	Portions Not Applicable
25-4.022	Complaint -- Trouble Reports, etc.	All None
25-4.036	Design and Construction of Plant	All None
25-4.038	Safety	All None
25-4.039	Traffic	All None
25-4.071	Adequacy of Service	Subsections (1) , (2) , (3) , (4) , (5), (6)
25-4.076	Pay Telephone Service Provided By Local Exchange Companies	All Subsections except (12)
<u>25-24.515</u>	<u>Pay Telephone Service</u>	<u>Subsection (20)</u>
25-4.077	Metering and Recording Equipment	All Subsection (5)
25-4.160	Operation of Telecommunications	<u>Subsection (1) Subsections</u> (2) , (3)

Relay Service

(2) No Change.

Specific Authority 350.127(2) FS.

Law Implemented 364.03, 364.035, 364.17, 364.14, 364.15, 364.16,
364.18, 364.185, 364.30, 364.337, 364.345 FS.

History--New 2-23-87, Amended 6-24-90, 9-16-92, 2-3-93, 3-13-96, _____

PART XI

~~RULES GOVERNING PAY TELEPHONE SERVICE PROVIDED BY OTHER THAN LOCAL EXCHANGE TELEPHONE COMPANIES~~

25-24.500 Reserved

25-24.505 Scope

25-24.510 Certificate of Public Convenience and Necessity Required

25-24.511 Application for Certificate

25-24.512 Improper Use of a Certificate

25-24.513 Application for Approval of Sale, Assignment or Transfer
of Certificate (Repealed)

25-24.514 Cancellation of a Certificate

25-24.515 Pay Telephone Service

25-24.516 ~~Non-Local Exchange Company~~ Pay Telephone Rate Caps

25-24.520 Reporting Requirements

25-24.505 Scope.

(1) This part applies to any person ~~other than a Local Exchange Company~~ providing pay telephone service. As provided by Rules 25-4.002, 25-9.001, and 25-14.001, no provision of Chapters

25-4, 25-9, or 25-14 shall apply to pay telephone service companies, except the following: 25-4.003 (Definitions), 25-4.0161 (Regulatory Assessment Fees; Telecommunications Companies), 25-4.019 (Records and Reports In General), 25-4.020(2) (Location and Preservation of Records), and 25-4.043 (Response to Commission Staff Inquiries).

~~(2) To the extent these rules are inconsistent with provisions of Chapter 364, Florida Statutes, as regards pay telephone service, companies subject to this part are exempted from such provisions or are subject to different requirements than otherwise prescribed for telephone companies under the authority of Section 364.337, Florida Statutes.~~

~~(3) Any applicant may petition for exemption from applicable portions of Chapter 364, Florida Statutes, or for application of different requirements than otherwise prescribed for telephone companies by Chapter 364, Florida Statutes, under the authority of Section 364.337, Florida Statutes.~~

Specific Authority 350.127 (2) FS.

Law Implemented 350.113, 350.115, 350.117, 364.01, 364.016, 364.02, 364.17, 364.18, 364.183, 364.185, 364.32, 364.337 FS.

History--New 1-5-87, Amended 11-13-95, _____.

25-24.511 Application for Certificate.

(1) Any person desiring to provide pay telephone services must have a pay telephone service certificate.

(2) An applicant shall submit an application on Form PSC/CMU

32 ~~(XX/XX)(1/91)~~, entitled "Application Form for Certificate to Provide Pay Telephone Service Within the State of Florida," which is incorporated into this rule by reference ~~and Form PSC/CNU 32 (1/91), entitled "Application Form for Certificate to Provide Pay Telephone Service Within the State of Florida,"~~ may be obtained from the Commission's Division of Communications. An non-refundable application fee of \$100.00 must accompany the filing of all applications. ~~This is a non-refundable fee to cover the costs of processing the application, and it has no relevance on the approval or denial of a certificate.~~

~~(3)(2)~~ An original and two ~~five~~ ~~(5)~~ copies of the application shall be filed with the Division of Records and Reporting.

~~(4)(3)~~ Any pay telephone service authority previously granted or granted hereafter is subject to the following:

(a) - (b) No Change.

~~(5)(4)~~ A certificate will be granted if the Commission determines that grant of the application is in the public interest. One certificate per applicant will be granted unless the applicant shows that granting of additional certificates is in the public interest. A new certificate will not be granted to any applicant who has previously had a certificate involuntarily cancelled unless the applicant shows that granting of the new certificate is in the public interest.

Specific Authority 350.127(2) FS.

Law Implemented 364.32, 364.33, 364.335, 364.337, 364.3375, 364.345

FS.

History--New 1-5-87, Amended 9-28-89, 4-7-91, 11-20-91, 12-21-92,

25-24.515 Pay Telephone Service.

(1) For the purposes of this section, the term "direct free" shall mean without requiring the use of a coin, paper money, credit card, or any other form of payment, even if the payment will be returned.

(2) Pay telephone stations shall be lighted during the hours of darkness when light from other sources is not adequate to read instructions and use the instrument.

~~(3)+3~~ Each pay telephone station shall return any deposited amount if the call is not completed, except messages to a Feature Group A access number.

~~(4)+3~~ Each pay telephone station shall permit direct free access to the universal telephone number "911", where operable, ~~r~~ without requiring the use of a coin, paper money, or a credit card. ~~Where such number is not operable, the station shall permit access to a local exchange company toll operator under the same conditions.~~

(5) Each pay telephone station shall permit direct free access to dialtone.

(6) Each Pay telephone station shall permit direct free access to toll free numbers (e.g., 800, 877, and 888).

~~(7)+4~~ Each pay telephone station shall complete calls r

~~without charge, permit access to local and long distance directory assistance.~~

~~(8) Each pay telephone station shall complete calls to and the telephone number of any person responsible party for repairs or refunds by direct free access, but may provide access by coin return. Any long distance directory assistance charges applied to the pay telephone service company may be passed on to the customer.~~

~~(9) ⁴⁵ Except as provided in paragraph 9(c), each pay~~ Each telephone station shall be equipped with a legible sign, card, or plate of reasonable permanence which shall identify the following:

(a) The telephone number and location address of the pay telephone each station, name and certificate number of the certificate holder, and the party responsible for repairs and refunds, address of responsible party, free phone number of responsible party, clear dialing instructions (including notice of the lack of availability of local or toll services), and the local coin rate, where applicable, a statement that the phone is not maintained by the local exchange company.

(b) For those pay telephone stations that will terminate conversation after a minimum elapsed time 45 minutes, notice shall be included on the sign card as well as an audible announcement 30 seconds prior to termination of the phone call.

(c) Pay telephone providers have until December 31, 1998, or six months after the effective date of this rule, which ever is later, to comply with the requirements of placing the certificate

number on the pay telephone station sign, card, or plate.

~~(10)+6~~ Each pay telephone station which provides access to any interexchange company shall provide coin free access, except for ~~F~~feature ~~G~~group A access, to all locally available interexchange companies. The pay telephone station shall provide~~For pay stations in equal access areas, such access shall be provided through the forms of access purchased by locally available long distance carriers such as and shall include 10XXX+0, 10XXXX+0, 101XXXX+0, 950, and toll free (e.g., 800, 877, and 888) access. For those pay stations located in non equal access areas, 102880 may be translated to 00 to directly access AT&T. Otherwise, in non equal access areas, 00 shall directly route to an AT&T operator and the instruction card shall so indicate. Where 00 is not available, 0 shall route to the LSC operator for transfer to AT&T and the instruction card shall so indicate.~~

(11) No Change.

~~(12)+7~~ All 0- calls shall be routed to a telecommunications company that is authorized by the Commission to handle 0- calls. All other interstate calls, including operator service calls, may ~~shall~~ be routed to the pay telephone provider's carrier of choice ~~local exchange company~~, unless the end user dials the appropriate access code for their carrier of choice, i.e., 950, ~~000~~, 10XXX, 10XXXX, 101XXXX, and toll free access (e.g., 800, 877, and 888).

~~(13)+8~~ (a) Each pay telephone station shall allow incoming calls to be received at all times, with the exception of those

located at ~~confinement facilities~~, hospitals, and schools, and at locations specifically exempted by the Commission. There shall be no charge for receiving incoming calls.

(b) A pay telephone provider may petition the Commission from the incoming call requirement for a period that shall not exceed two years from the effective date of the Order granting the exemption. Requests for exemption from the requirement that each pay telephone station allow incoming calls shall be accompanied by a completed Form PSC/CMU-2 (XX/XX) (12/94), entitled "Request to Block Incoming Calls." which is incorporated into this rule by reference ~~and, Form PSC/CMU-2 (12/94), entitled Request to Block Incoming Calls,~~ may be obtained from the Commission's Division of Communications. The form requires an attestation from the owner of the pay telephone, the owner of the pay telephone location, and the ~~g~~chief of the responsible law enforcement agency that the request is sought in order to deter criminal activity facilitated by incoming calls being received at the specified pay telephone. A separate form shall be filed for each telephone number for which an exemption is sought. Exemptions which were granted prior to the two-year limitation will expire two years from the effective date of the amendment establishing the two-year limitation. The Commission may grant additional requests for subsequent two-year exemptions if the provider of the pay telephone files another Form PSC/CMU-2 (XX/XX). Where incoming calls are not received, central-office based intercept shall be provided at no charge to

the ~~and user end-user~~ and a written notice shall be prominently displayed on the instrument directly above or below the telephone number which states: "Incoming calls blocked at request of law enforcement."

~~(14)(9)~~ Each pay telephone station must be connected to an individual access line, ~~as provided in the pay telephone access tariff offered by the local exchange company.~~

~~(15)(10)(a)~~ Each pay telephone service company shall permit outgoing calls to be placed from its pay telephone stations at all times.

(b) Each pay telephone service company shall make all reasonable efforts to minimize the extent and duration of interruptions of service. Service repair programs should have as their objective the restoration of service on the same day that the interruption is reported to the company. (Sundays and holidays excepted.) ~~(b) Each telephone utility shall conduct its operations in such manner to ensure that, in each exchange, ninety five (95) percent of all interruptions in telephone service occurring in any calendar month shall be cleared and service restored within twenty four (24) hours (Sundays and holidays excepted) after the trouble is reported to the company, except where such interruptions are caused by emergency situations, unavoidable casualties, and acts of God affecting large groups of subscribers.~~

~~(16)(a)(11)~~ Where there is a single pay telephone station ~~ere~~ fewer than three telephones located in a group, a current white and

yellow page directory for the entire local calling area shall be maintained ~~at each station~~. Where there are ~~two~~ three or more pay telephone stations located in a group, a current white and yellow page directory for the entire local calling area shall be maintained at every other station. However, where telephone pay stations are fully enclosed, a current white and yellow page directory shall be maintained at each pay telephone station. Companies must comply with this subsection by December 31, 1998, or six months after the effective date of this rule, whichever is longer.

(b) Pay telephone stations that provide directory assistance at no charge are exempt from the provisions in (16)(a). A notice must appear on the placard if directory assistance at no charge is being provided.

~~(17)(a)~~ Normal maintenance and coin collection activity shall include a review of the cleanliness of each pay telephone station ~~and reasonable efforts shall be made to ensure that 95% of all stations are clean and free of obstructions.~~

~~(18)(a)~~ Except as provided in paragraphs (18)(a)-(c) and (e) subsections (14)(a), (14)(b), and (14)(c) below, each pay telephone station ~~installed after January 5, 1987~~ shall conform to sections 4.28.2.4 and 4.29 subsections 4.29.2-4.29.4 and 4.29.7-4.29.8 of the American National Standards Accessible and Usable Buildings and Facilities, approved December 15, 1992. ~~Specifications for Making Buildings and Facilities Accessible and~~

~~Usable by Physically Handicapped People, approved February 5, 1986~~
by the American National Standards Institute, Inc. (ANSI
A117.1-~~1992~~1986), which is incorporated by reference into this
rule. ~~Each telephone station installed prior to January 5,~~
~~1987 shall conform to the above standards by January 1, 1995.~~

~~(b) Where~~(c) ~~Effective June 1, 1992,~~ where there are two or
more pay telephone stations located in a group, there shall be a
minimum of one telephone per group of ten which conforms to the
ANSI above-mentioned standards listed in subsection (18)(a). The
conforming station must be physically located in the group of pay
telephone stations or must be installed within a clear line of
sight within 15 feet of the group and the route to the conforming
station must be free from wheelchair barriers.

~~(c)(b)~~ Except for locations on floors above or below entry
level in buildings not serviced by a ramp or elevator, pay
telephone ~~such~~ stations shall be placed in areas accessible to the
physically handicapped.

~~(d)(c)~~ Pay telephone stations ~~Stations~~ located in buildings
which are not wheelchair accessible ~~to physically handicapped~~
~~persons~~ must comply with all ANSI provisions cited in this
subsection except that these stations are exempt from complying
with ANSI sections 4.29.2 through 4.29.4, 4.29.7, and 4.29.8 until
the building is modified to make it wheelchair accessible, to the
~~above-mentioned standards upon modification of the building to make~~
~~it handicap accessible, according to the Americans with~~

~~Disabilities Act.~~

(e) Pay telephones shall not be installed where the required "clear floor or ground space" provided for in ANSI section 4.29.2 is reduced by a vehicle parked in a designated parking space.

(f) Each pay telephone provider shall modify its pay telephone station to comply with ANSI section 4.29.5 within six months from the effective date of these rules.

~~(19) Each pay~~(14)~~ Effective September 1, 1992, each telephone station shall permit end users to input unlimited the additional digits for the duration of the call necessary to complete calling card calls, using any locally available carrier, without operator intervention, and to utilize features such as voice mail box and menu driven answering devices. This requirement shall not be applicable to pay telephones located in confinement facilities.~~

~~(15) Pay stations located in confinement facilities shall be exempt from the requirements of above subsections (1), (3), (4), (6), and (11). Such pay stations shall also be exempt from the requirements of subsection (5), except for the audible and written 15-minute disconnect notification.~~

(20)~~(16)~~ Toll Fraud Liability.

(a) A company providing interexchange telecommunications services or local exchange telecommunications services shall not collect from a pay telephone provider for charges billed to a line for calls which originated from that line through the use of access codes such as 10XXX+0, 10XXXX, 101XXXX, 950, and toll free (e.g.,

800, 877, 888, 1-800-01, 950-1-0000-0, or 1-800 access codes, or when the call originating from that line otherwise reached an operator position, if the originating line is subscribed to outgoing call screening and the call was placed after the effective date of the outgoing call screening order.

(b) A company providing interexchange telecommunications services or local exchange telecommunications services shall not collect from a pay telephone provider for charges for collect or third number billed calls, if the line to which the call was billed was subscribed to incoming call screening and the call was placed after the effective date of the incoming call screening order.

(c) Any calls billed through the provider of local exchange telecommunications services company or directly by an interexchange company, or through a billing agent, which have been identified as not collectible as described in paragraphs (20)(a) and (20)(b) above, must be removed from any pay telephone provider's bill after the pay telephone provider gives notice of the fraudulent charges to the billing party. Pay telephone providers shall give such notice ~~shall be provided~~ to the provider of local exchange telecommunications services LSC and the interexchange company IWC in writing no later than the due date of the bill.

(d) The provider of local exchange telecommunications services LSC is responsible for charges described in paragraph (20)(c) that are associated with the failure of the provider of local exchange telecommunications services' LSC's screening services.

(e) The interexchange company ~~INC~~ is responsible for charges described in paragraph (20)(c) that are associated with the failure to properly validate calls via the appropriate provider of local exchange telecommunications services' company data base.

(f) Definitions: For purposes of subsection (20) ~~this rule~~ the term

~~---~~ "Effective Date" shall mean the date after the call screening order was placed and associated charges apply.

(g) Any charges accrued to a ~~subscriber's~~ line when the subscriber has subscribed to ~~paid~~ the provider of local exchange telecommunications services company to screen calls described in paragraphs (20)(a) and (20)(b) above shall not be the basis for discontinuance of local and intrastate service.

~~(21)(17)~~ Providers serving confinement facilities shall provide for completion of all inmate calls allowed by the confinement facility.

(22) Pay telephone stations located in confinement facilities shall be exempt from the requirements of subsections (2), (4), (6), (7), (8), (10), (12), (13), (15), (16), and (19) of this rule. Such pay telephone stations shall also be exempt from the requirements of subsection (9), except that outgoing local and long distance calls may not be terminated until after a minimum elapsed time of ten minutes. Audible and written disconnect notifications shall apply, and one access line shall not be connected to more than three pay telephone stations.

Specific Authority 350.127(2) FS.

Law Implemented 364.03, 364.035, 364.063, 364.337, 364.345 FS.

History--New 1-5-87, Amended 4-14-92, 12-21-92, 2-3-93, 10-10-94, 12-27-94, 9-5-95,_____.

25-24.516 ~~Non-Local Exchange Company~~ Pay Telephone Rate Caps.

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

(a) ~~Local coin calls -- the rate posted at the pay telephone station, a rate equivalent to the local coin rate of the local exchange telecommunications company, except that a provider using a debit card system may charge \$1.00 for a sent paid local call made from a pay telephone located in a confinement facility;~~

(b) - (c) No Change.

(d) 0+ toll non-person-to-person - a maximum rate of \$0.30 per minute, plus a \$1.75 charge, intrALATA and interALATA toll coin calls -- a rate of \$.25 per minute, plus a \$1.00 surcharge;

~~(c) 0+ and 0 interALATA toll non coin calls billed directly or on behalf of the pay telephone provider -- a rate of \$.25 per minute, plus the Commission authorized set use fee as described in subsection (3) below, plus a \$1.00 surcharge;~~

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

(2) No Change.

(3) A set use fee of \$.25 shall apply to all completed 0+ ~~and~~

0- local ~~and intralATA toll~~ calls placed from pay telephones. A ~~\$.25 set use fee may optionally be applied to completed 0- and 0- interlATA toll calls~~

Specific Authority 350.127(2) FS.

Law Implemented 364.03, 364.3375(4), (5) FS.

History--New 9-5-95; Amended _____.

25-24.520 Reporting Requirements.

(1) Each pay telephone service company shall file with the Commission's Division of Communications updated information for the following items within ~~ten~~ 10 days after a change occurs:

(a) - (b) No Change.

~~(2) Each pay telephone service company shall by January 31 of each year provide a report to the local exchange companies listing the station number and location of all of its pay telephones.~~

Specific Authority 350.127(2) FS.

Law Implemented 350.115, 350.117, 364.17, 364.18, 364.185, 364.3375 FS.

History--New 1-5-87, Amended 1-2-91, 12-29-91, _____.

NAME OF PERSON ORIGINATING PROPOSED RULES: Ray Kennedy

NAME OF SUPERVISOR OR PERSONS WHO APPROVED THE PROPOSED RULES:
Florida Public Service Commission.

DATE PROPOSED RULES APPROVED: August 18, 1998

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:
Volume 23, Number 39, September 26, 1997

If any person decides to appeal any decision of the Commission with

respect to any matter considered at the rulemaking hearing, if held, a record of the hearing is necessary. The appellant must ensure that a verbatim record, including testimony and evidence forming the basis of the appeal is made. The Commission usually makes a verbatim record of rulemaking hearings.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

1 25-4.003 Definitions.

2 For the purpose of Chapter 25-4, the following definitions of the
3 following terms apply:

4 (1) "Access Line" or "Subscriber Line." The circuit or
5 channel between the demarcation point at the customer's premises
6 and the serving end or class 5 central office.

7 (2) "Average Busy Season-Busy Hour Traffic." The average
8 traffic volume for the busy season busy hours.

9 (3) "Busy Hour." The continuous one-hour period of ~~the~~
10 during which the greatest volume of traffic is handled ~~in~~ the
11 office.

12 (4) "Busy Season." The calendar month or period of the year
13 (preferably 30 days but not to exceed 60 days) during which the
14 greatest volume of traffic is handled in the office.

15 (5) "Call." An attempted telephone message.

16 (6) "Central Office." A location where there is an assembly
17 of equipment that establishes the connections between subscriber
18 access lines, trunks, switched access circuits, private line
19 facilities, and special access facilities with the rest of the
20 telephone network.

21 (7) "Commission." The Florida Public Service Commission.

22 (8) "Company," "Telecommunications Company," "Telephone
23 Company," or "Utility." These terms may be used interchangeably
24 herein and shall mean "telecommunications company" as defined in
25 Section 364.02(12), Florida Statutes.

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1 (9) "Completed call." A call which has been switched through
2 an established path so that two-way conversation or data
3 transmission is possible.

4 (10) "Disconnect" or "Disconnection." The dissociation or
5 release of a circuit. In the case of a billable call, the end of
6 the billable time for the call whether intentionally terminated or
7 terminated due to a service interruption.

8 (11) "Drop or Service Wire." The connecting link that extends
9 from the local distribution service terminal to the protector or
10 telephone network interface device on the customer's premises.

11 (12) "Exchange." The entire telephone plant and facilities
12 used in providing telephone service to subscribers located in an
13 exchange area. An exchange may include more than one central
14 office unit.

15 (13) "Exchange (Service) Area." The territory of a local
16 exchange company within which local telephone service is furnished
17 at the exchange rates applicable within that area.

18 (14) "Extended Area Service." A type of telephone service
19 whereby subscribers of a given exchange or area may complete calls
20 to, and receive messages from, one or more other exchanges or areas
21 without toll charges, or complete calls to one or more other
22 exchanges or areas without toll message charges.

23 (15) "Extension Station." An additional station connected on
24 the same circuit as the main station and subsidiary thereto.

25 (16) "Foreign Exchange Service." A classification of local

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1 | exchange telecommunications company exchange service furnished
2 | under tariff provisions whereby a subscriber may be provided
3 | telephone service from an exchange other than the one from which he
4 | would normally be served.

5 | (17) "Intercept Service." A service arrangement provided by
6 | the telecommunications company whereby calls placed to an
7 | unequipped non-working, disconnected, or discontinued telephone
8 | number are intercepted by operator, recorder, or audio response
9 | computer and the calling party informed that the called telephone
10 | number is not in service, has been disconnected, discontinued, or
11 | changed to another number, or that calls are received by another
12 | telephone. This service is also provided in certain central
13 | offices and switching centers to inform the calling party of
14 | conditions such as system blockages, inability of the system to
15 | complete a call as dialed, no such office code, and all circuits
16 | busy.

17 | (18) "Interexchange Company." Any telecommunications company,
18 | as defined in Section 364.02(12), Florida Statutes, which provides
19 | telecommunication service between local calling areas as those
20 | areas are described in the approved tariffs of individual local
21 | exchange companies. "Interexchange Company" includes, but is not
22 | limited to, Multiple Location Discount Aggregators (MLDA) as
23 | defined in subsection (32) of these definitions.

24 | (19) "Inter-office Call." A telephone call originating in one
25 | central office but terminating in another central office, both of

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1 | which are in the same designated exchange area.

2 | (20) "Interstate Toll Message." Those toll messages which do
3 | not originate and terminate within the same state.

4 | (21) "Intertoll Trunk." A line or circuit between two toll
5 | offices, two end offices, or between an end office and toll office,
6 | over which toll calls are passed.

7 | (22) "Intra-office Call." A telephone call originating and
8 | terminating within the same central office.

9 | (23) "Intra-state Toll Message." Those toll messages which
10 | originate and terminate within the same state.

11 | (24) "Invalid Number." A number comprised of an unassigned
12 | area code number or a non-working central office code (NXX).

13 | (25) "Large LEC." A local exchange telecommunications company
14 | certificated by the Commission prior to July 1, 1995, that had in
15 | excess of 100,000 access lines in service on July 1, 1995.

16 | (26) "Local Access and Transport Area (LATA)" or "Market
17 | Area." A geographical area, which is loosely based on standard
18 | metropolitan statistical areas (SMSAs), within which a local
19 | exchange company (LEC) may transport telecommunication signals.

20 | (27) "Local Exchange Telecommunications Company (LEC)." Any
21 | telecommunications company, as defined in Section 364.02(6),
22 | Florida Statutes.

23 | (28) "Local Service Area" or "Local Calling Area." The area
24 | within which telephone service is furnished subscribers under a
25 | specific schedule of rates and without toll charges. A local

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1 exchange telecommunications company's local service area may
2 include one or more exchange areas or portions of exchange areas.

3 (29) "Main Station." The principal telephone associated with
4 each service to which a telephone number is assigned and which is
5 connected to the central office equipment by an individual or party
6 line circuit or channel.

7 (30) "Message." A completed telephone call.

8 (31) "Mileage Charge." A tariff charge for circuits and
9 channels connecting other services that are auxiliary to local
10 exchange service such as off premises extensions, foreign exchange
11 and foreign central office services, private line services, and tie
12 lines.

13 (32) "Multiple Location Discount Aggregator (MLDA)." An
14 entity that offers discounted long distance telecommunications
15 services from an underlying interexchange company to unaffiliated
16 entities. An entity is a MLDA if one or more of the following
17 criteria applies:

18 (a) It collects fees related to interexchange
19 telecommunications services directly from subscribers,

20 (b) It bills for interexchange telecommunications services in
21 its own name,

22 (c) It is responsible for an end user's unpaid interexchange
23 telecommunications bill, or

24 (d) A customer's bill cannot be determined by applying the
25 tariff of the underlying interexchange company to the customer's

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1 individual usage.

2 (33) "Normal Working Days." The normal working days for
3 installation and construction shall be all days except Saturdays,
4 Sundays, and holidays. The normal working days for repair service
5 shall be all days except Sundays and holidays. Holidays shall be
6 the days which are observed by each individual telephone utility.

7 (34) "Optional Calling Plan." An optional service furnished
8 under tariff provisions which recognizes the need of some
9 subscribers for extended area calling without imposing the cost on
10 the entire body of subscribers.

11 (35) "Out of Service." The inability, as reported by the
12 customer, to complete either incoming or outgoing calls over the
13 subscriber's line. "Out of Service" shall not include:

14 (a) Service difficulties such as slow dial tone, circuits
15 busy, or other network or switching capacity shortages;

16 (b) Interruptions caused by a negligent or willful act of the
17 subscriber; and

18 (c) Situations in which a company suspends or terminates
19 service because of nonpayment of bills, unlawful or improper use of
20 facilities or service, or any other reason set forth in approved
21 tariffs or Commission rules.

22 (36) "Outside Plant." The telephone equipment and facilities
23 installed on, along, or under streets, alleys, highways, or on
24 private rights-of-way between the central office and subscribers'
25 locations or between central offices of the same or different

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1 exchanges.

2 (37) "Pay Telephone Service Company." Any telecommunications
3 company, ~~other than a Local Exchange Company,~~ which provides pay
4 telephone service as defined in Section 364.3375, Florida Statutes.

5 (38) "Primary Interexchange Company." The pre-subscribed toll
6 service provider for a subscriber.

7 (39) "Service Objective." A quality of service which is
8 desirable to be achieved under normal conditions.

9 (40) "Service Standard." A level of service which a
10 telecommunications company, under normal conditions, is expected to
11 meet in its certificated territory as representative of adequate
12 services.

13 (41) "Small LEC." A local exchange telecommunications company
14 certificated by the Commission prior to July 1, 1995, which had
15 fewer than 100,000 access lines in service on July 1, 1995.

16 (42) "Station." A telephone instrument consisting of a
17 transmitter, receiver, and associated apparatus so connected as to
18 permit sending or receiving telephone messages.

19 (43) "Subscriber" or "Customer." These terms may be used
20 interchangeably herein and shall mean any person, firm,
21 partnership, corporation, municipality, cooperative organization,
22 or governmental agency supplied with communication service by a
23 telecommunications company.

24 (44) "Subscriber Line." See "Access Line."

25 (45) "Switching Center." Location at which telephone traffic,

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1 either local or toll, is switched or connected from one circuit or
2 line to another. A local switching center may be comprised of
3 several central office units.

4 (46) "Toll Connecting Trunk." A trunk which connects a local
5 central office with its toll operating office.

6 (47) "Toll Message." A completed telephone call between
7 stations in different exchanges for which message toll charges are
8 applicable.

9 (48) "Traffic Study." The process of recording usage
10 measurements which can be translated into required quantities of
11 equipment.

12 (49) "Trouble Report." Any oral or written report from a
13 subscriber or user of telephone service to the telephone company
14 indicating improper function or defective conditions with respect
15 to the operation of telephone facilities over which the telephone
16 company has control.

17 (50) "Trunk." A communication channel between central office
18 units or entities, or private branch exchanges.

19 (51) "Valid Number." A number for a specific telephone
20 terminal in an assigned area code and working central office which
21 is equipped to ring and connect a calling party to such terminal
22 number.

23 **Specific Authority 350.127(2) FS.**

24 **Law Implemented 364.01, 364.02, 364.32, 364.335, 364.337 FS.**

25 **History--Revised 12-1-68, Amended 3-31-76, Formerly 25-6.03,**

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1 Amended 2-23-87, 3-4-92, 12-21-93, 3-10-96, _____.

2 25-4.0345 Customer Premises Equipment and Inside Wire.

3 (1) Definitions: For purposes of this chapter, the definition
4 to the following terms definitions apply:

5 (a) "Customer Premises Equipment (CPE)_u" includes terminal
6 equipment intended for use on the customer's premises such as pay
7 telephones, telephone sets, teletypewriters, data terminal
8 equipment, mobile telephone terminal equipment, private branch
9 exchange equipment, key system equipment, dialers and other
10 supplemental equipment. CPE does not include "911" public safety
11 answering point equipment (ALI, ANI, ACD equipment), ~~local exchange~~
12 ~~company pay telephone stations~~, or telecommunications devices
13 required by hearing or speech impaired subscribers.

14 (b) "Demarcation Point_u" ~~The is the~~ point of physical
15 interconnection (connecting block, terminal strip, jack, protector,
16 optical network interface, or remote isolation device) between the
17 telephone network and the customer's premises wiring. Unless
18 otherwise ordered by the Commission for good cause shown, the
19 location of this point is:

20 1. Single Line/Single Customer Building -- Either at the
21 point of physical entry to the building or a junction point as
22 close as practicable to the point of entry.

23 2. Single Line/Multi Customer Building -- Within the
24 customer's premises at a point easily accessed by the customer.

25 3. Multi Line Systems/Single or Multi Customer Building --

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1 At a point within the same room and within 25 feet of the FCC
2 registered terminal equipment or cross connect field.

3 4. Temporary Accommodations Subscriber Premises with
4 Inadequate Grounding (e.g., some mobile homes, trailers,
5 houseboats, construction modules) -- On a permanent stake, pole, or
6 structure with a suitable safety ground.

7 (c) "Complex Equipment Wire" ~~The is the~~ premises wiring
8 owned by the local exchange company which may be used as station
9 wiring and to connect off-premises extensions and is beyond the
10 normal demarcation points.

11 (d) "Inside Wire" ~~All is old~~ wire or cable other than
12 complex equipment wire located on the customer's side of the
13 demarcation point.

14 (e) "Customer Premises" ~~The is the~~ discrete real property
15 owned, leased, or controlled by a customer for the customer's own
16 business or residential purposes.

17 (2) The provision and maintenance of CPE ~~Customer-Premises~~
18 ~~Equipment (CPE)~~ and inside wire, but not complex equipment wire, is
19 deregulated for intrastate purposes.

20 (3) Network facilities up to and including the demarcation
21 point are part of the telephone network, provided and maintained by
22 the telecommunications company under tariff.

23 (4) CPE Network Responsibility. No CPE may harm the network
24 by introducing signals that interfere or affect other subscribers
25 or network operations.

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1 Specific Authority 350.127(2) FS.

2 Law Implemented 364.03 FS.

3 History--New 12-13-82, Amended 9-30-85, Formerly 25-4.345, Amended
4 4-16-90, 3-10-96,_____.

5 25-4.076 Pay Telephone Service Provided By Local Exchange
6 Companies.

7 ~~_____ (1) Each local exchange company shall, where practical,~~
8 ~~supply at least one coin telephone in each exchange that will be~~
9 ~~available to the public on a twenty four (24) hour basis. This coin~~
10 ~~telephone shall be located in a prominent location in the exchange.~~
11 ~~Except as provided herein, a telephone company may not be required~~
12 ~~to provide pay telephone service at locations where the revenues~~
13 ~~derived therefrom are insufficient to support the required~~
14 ~~investment unless reasonable public requirements will be served.~~
15 ~~Pay stations shall be lighted during the hours of darkness when~~
16 ~~light from other sources is not adequate to read instructions and~~
17 ~~use the instrument.~~

18 ~~_____ (2) Each telephone station shall return any deposited amount~~
19 ~~if the call is not completed, except messages to a Feature Group A~~
20 ~~access number.~~

21 ~~_____ (3) Each telephone station shall have the capability of coin~~
22 ~~free access to a local exchange company toll operator and the~~
23 ~~universal emergency telephone number "911" where operable, and coin~~
24 ~~free or coin return access to local directory assistance,~~
25 ~~intercept, repair service and calls to the business office of the~~

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1 company.

2 ~~(4) Each telephone station shall be equipped with a legible~~
3 ~~sign, card or plate of reasonable permanence which shall identify~~
4 ~~the following: the telephone number and location address of such~~
5 ~~station, the name of the certificate holder and the party~~
6 ~~responsible for repairs or refunds, free telephone number of~~
7 ~~responsible party and clear dialing instructions (including notice~~
8 ~~of the lack of availability of local or toll service). The~~
9 ~~identification of the location address for local exchange and pay~~
10 ~~telephone companies shall be coordinated with the appropriate "911"~~
11 ~~or emergency center where applicable. For those pay stations that~~
12 ~~will terminate conversation after fifteen (15) minutes, notice~~
13 ~~shall be included on the sign card as well as an audible~~
14 ~~announcement 30 seconds prior to termination of the phone call.~~

15 ~~(5) Each telephone station which provides access to any long~~
16 ~~distance carrier shall provide coin free access, except for feature~~
17 ~~group A access, to all locally available interexchange companies.~~
18 ~~For pay stations in equal access areas, such access shall be~~
19 ~~provided through the form of access purchased by locally available~~
20 ~~long distance carriers and shall include 10XXX + 0, 950 and 800~~
21 ~~access. For those pay stations located in non equal access areas,~~
22 ~~00 shall directly access the AT&T operator. Where 00 is not~~
23 ~~available, 0 to the LEC operator shall be transferred upon request~~
24 ~~to an AT&T operator, and the instruction card shall so indicate. No~~
25 ~~sales solicitation shall be allowed during the interval between the~~

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1 ~~last digit dialed by the end user and connection with the~~
2 ~~interexchange carrier.~~

3 ~~— (6) Each telephone station shall allow incoming calls to be~~
4 ~~received, with the exception of those located at confinement~~
5 ~~facilities, hospitals and schools, and at locations specifically~~
6 ~~exempted by the Commission. There shall be no charge for receiving~~
7 ~~incoming calls. Requests for an exemption from the requirement that~~
8 ~~each telephone station allow incoming calls shall be accompanied by~~
9 ~~a completed FORM PSC/GNU 2 (12/94), which is incorporated into this~~
10 ~~rule by reference. FORM PSC/GNU 2 (12/94), entitled Request to~~
11 ~~Block Incoming Calls, may be obtained from the Commission's~~
12 ~~Division of Communications. The form requires an attestation from~~
13 ~~the owner of the pay telephone, the owner of the pay telephone~~
14 ~~location and the Chief of the responsible law enforcement agency~~
15 ~~that the request is being sought in order to deter criminal~~
16 ~~activity facilitated by incoming calls being received at the~~
17 ~~specified pay telephone. A separate form shall be filed for each~~
18 ~~telephone number for which an exemption is being sought. Where~~
19 ~~incoming calls are not received, central office based intercept~~
20 ~~shall be provided at no charge to the end user and a written notice~~
21 ~~shall be prominently displayed on the instrument directly above or~~
22 ~~below the telephone number which states: "Incoming calls blocked at~~
23 ~~request of law enforcement."~~

24 ~~— (7) Where there are fewer than three telephones located in a~~
25 ~~group, a directory for the entire local calling area shall be~~

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1 ~~maintained at each station. Where there are three or more~~
2 ~~telephones located in a group, a directory for the entire local~~
3 ~~calling area shall be maintained at every other station. However,~~
4 ~~where telephone stations are fully enclosed, a directory shall be~~
5 ~~maintained at each station.~~

6 ~~— (8) Normal maintenance and coin collection activity shall~~
7 ~~include a review of the cleanliness of each station and reasonable~~
8 ~~efforts shall be made to ensure that 95% of all stations are clean~~
9 ~~and free of obstructions.~~

10 ~~— (9) Except as provided in paragraphs (9)(a), (9)(b), and~~
11 ~~(9)(c) below, each telephone station installed after January 5,~~
12 ~~1987 shall conform to subsections 4.29.3 — 4.29.4 and 4.29.7 —~~
13 ~~4.29.8 of the American National Standards Specifications for Making~~
14 ~~Buildings and Facilities Accessible and Usable by Physically~~
15 ~~Handicapped People, approved February 5, 1986 by the American~~
16 ~~National Standards Institute, Inc. (ANSI A117.1 1986), which is~~
17 ~~incorporated by reference into this rule. Each telephone station~~
18 ~~installed prior to January 5, 1987 shall conform to the above~~
19 ~~standards by January 1, 1995.~~

20 ~~— (a) Effective June 1, 1992, where there are two or more~~
21 ~~telephone stations located in a group, there shall be a minimum of~~
22 ~~one telephone per group of ten which conforms to the above~~
23 ~~mentioned standards. The conforming station must be physically~~
24 ~~located in the group of telephone stations or within a clear line~~
25 ~~of sight within fifteen (15) feet of the group and free from~~

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1 ~~wheelchair barriers.~~

2 ~~— (b) Except for locations on floors above or below entry level~~
3 ~~in buildings not serviced by a ramp or elevator, such stations~~
4 ~~shall be placed in areas accessible to the physically handicapped.~~

5 ~~— (c) Stations located in buildings which are not accessible to~~
6 ~~physically handicapped persons must comply with the above mentioned~~
7 ~~standards upon modification of the building to make it~~
8 ~~handicap accessible, according to the Americans with Disabilities~~
9 ~~Act.~~

10 ~~— (10) Effective September 1, 1992, each telephone shall permit~~
11 ~~end users to input the additional digits necessary to complete~~
12 ~~calling card calls, using any locally available carrier, without~~
13 ~~operator intervention, and to utilize features such as voice mail~~
14 ~~box and menu driven answering devices. This requirement shall not~~
15 ~~be applicable to pay telephones located in confinement facilities.~~

16 ~~— (11) Pay stations located in confinement facilities shall be~~
17 ~~exempt from the requirements of above subsections (1), (3), (5),~~
18 ~~and (7). Such pay stations shall also be exempt from the~~
19 ~~requirements of subsection (4), except for the audible and written~~
20 ~~15 minute disconnect notification.~~

21 ~~— (12) Toll Fraud Liability.~~

22 ~~— (a) A company providing interexchange telecommunications~~
23 ~~services or local exchange services shall not collect from a pay~~
24 ~~telephone provider for charges billed to a line for calls which~~
25 ~~originated from that line through the use of 10XXX + 0, 10XXX + 01,~~

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1 ~~950 1/022X + 0, or 1 800 access code, or when the call originating~~
2 ~~from that line otherwise reached an operator position, if the~~
3 ~~originating line is subscribed to outgoing call screening and the~~
4 ~~call was placed after the effective date of the outgoing call~~
5 ~~screening order.~~

6 ~~— (b) A company providing interexchange telecommunications~~
7 ~~services or local exchange services shall not collect from a pay~~
8 ~~telephone provider for charges for collect or third number billed~~
9 ~~calls, if the line to which the call was billed was subscribed to~~
10 ~~incoming call screening and the call was placed after the effective~~
11 ~~date of the incoming call screening order.~~

12 ~~— (c) Any calls billed through the local exchange company or~~
13 ~~directly by an interexchange company, or through a billing agent,~~
14 ~~which have been identified as not collectible as described in~~
15 ~~paragraphs (a) and (b) above, must be removed from any pay~~
16 ~~telephone provider's bill after the pay telephone provider gives~~
17 ~~notice of the fraudulent charges to the billing party. Such notice~~
18 ~~shall be provided to the LEC and IXC in writing no later than the~~
19 ~~due date of the bill.~~

20 ~~— (d) The LEC is responsible for charges described in paragraph~~
21 ~~(c) that are associated with the failure of the LEC's screening~~
22 ~~services.~~

23 ~~— (e) The IXC is responsible for charges described in paragraph~~
24 ~~(c) that are associated with its failure to properly validate calls~~
25 ~~via the appropriate local exchange company data base.~~

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1 ~~(f) Definitions. For purposes of this rule the term:~~

2 ~~1. 'Effective Date' shall mean the date after the call~~
3 ~~screening order was placed and associated charges apply.~~

4 ~~(g) Any charges accrued to a subscriber's line when the~~
5 ~~subscriber has paid the local exchange company to screen calls~~
6 ~~described in paragraphs (a) and (b) above shall not be the basis~~
7 ~~for discontinuance of local or intrastate service.~~

8 ~~(13) Providers serving confinement facilities shall provide~~
9 ~~for completion of all inmate calls allowed by the confinement~~
10 ~~facility.~~

11 Specific Authority 350.127(2) FS.

12 Law Implemented 364.03 FS.

13 History--New 12-1-68, Amended 3-31-76, 3-6-78, Formerly 25-4.76,

14 Amended 1-5-87, 4-14-92, 12-21-92, 2-3-93, 10-10-94, 12-27-94.

15 Repealed.

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1 25-24.475 Company Operations; Rules Incorporated.

2 (1) The following rules are incorporated herein by reference
3 and apply to Interexchange Companies. In these rules, the word
4 "local" should be omitted or interpreted as "toll", as they shall
5 apply only to interexchange and not local service.

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6		Portions Not
7	Section Title	Applicable
8	25-4.022 Complaint -- Trouble	<u>All None</u>
9	Reports, etc.	
10	25-4.036 Design and	<u>All None</u>
11	Construction of Plant	
12	25-4.038 Safety	<u>All None</u>
13	25-4.039 Traffic	<u>All None</u>
14	25-4.071 Adequacy of Service	Subsections (1) , (2) , 15 (3) , (4) , (5), (6)
16	25-4.076 Pay Telephone Service	All Subsections
17	Provided By Local	except (12)
18	Exchange Companies	
19	<u>25-24.515 Pay Telephone Service</u>	<u>Subsection (20)</u>
20	25-4.077 Metering and Recording	<u>All Subsection</u> (5)
21	Equipment	
22	25-4.160 Operation of	<u>Subsection (1) Subsections</u>
23	Telecommunications	(2) , (3)
24	Relay Service	

25 (2) A company may act as an agent of the customer in

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1 obtaining service from the local exchange company, provided the
2 local exchange company bills the customer directly for the service
3 rendered.

4 **Specific Authority 350.127(2) FS.**

5 **Law Implemented 364.03, 364.035, 364.17, 364.14, 364.15, 364.16,**
6 **364.18, 364.185, 364.30, 364.337, 364.345 FS.**

7 **History--New 2-23-87, Amended 6-24-90, 9-16-92, 2-3-93, 3-13-96,**
8 _____

9 **PART XI**

10 **RULES GOVERNING PAY TELEPHONE SERVICE PROVIDED--**
11 **~~BY OTHER THAN LOCAL EXCHANGE TELEPHONE COMPANIES~~**

12 25-24.500 Reserved

13 25-24.505 Scope

14 25-24.510 Certificate of Public Convenience and Necessity Required

15 25-24.511 Application for Certificate

16 25-24.512 Improper Use of a Certificate

17 25-24.513 Application for Approval of Sale, Assignment or Transfer
18 of Certificate (Repealed)

19 25-24.514 Cancellation of a Certificate

20 25-24.515 Pay Telephone Service

21 25-24.516 ~~Non-Local-Exchange-Company~~ Pay Telephone Rate Caps

22 25-24.520 Reporting Requirements

23 25-24.505 Scope.

24 (1) This part applies to any person ~~other than a Local~~
25 ~~Exchange-Company~~ providing pay telephone service. As provided by

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1 Rules 25-4.002, 25-9.001, and 25-14.001, no provision of Chapters
2 25-4, 25-9, or 25-14 shall apply to pay telephone service
3 companies, except the following: 25-4.003 (Definitions), 25-4.0161
4 (Regulatory Assessment Fees; Telecommunications Companies),
5 25-4.019 (Records and Reports In General), 25-4.020(2) (Location
6 and Preservation of Records), and 25-4.043 (Response to Commission
7 Staff Inquiries).

8 ~~(2) To the extent these rules are inconsistent with~~
9 ~~provisions of Chapter 364, Florida Statutes, as regards pay~~
10 ~~telephone service, companies subject to this part are exempted from~~
11 ~~such provisions or are subject to different requirements than~~
12 ~~otherwise prescribed for telephone companies under the authority of~~
13 ~~Section 364.337, Florida Statutes.~~

14 ~~(3) Any applicant may petition for exemption from applicable~~
15 ~~portions of Chapter 364, Florida Statutes, or for application of~~
16 ~~different requirements than otherwise prescribed for telephone~~
17 ~~companies by Chapter 364, Florida Statutes, under the authority of~~
18 ~~Section 364.337, Florida Statutes.~~

19 Specific Authority 350.127(2) FS.

20 Law Implemented 350.113, 350.115, 350.117, 364.01, 364.016, 364.02,
21 364.17, 364.18, 364.183, 364.185, 364.32, 364.337 FS.

22 History--New 1-5-87, Amended 11-13-95,_____.

23 25-24.511 Application for Certificate.

24 (1) Any person desiring to provide pay telephone services
25 must have a pay telephone service certificate.

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1 (2) An applicant shall submit an application on Form PSC/CMU
2 32 ~~(XX/XX) (1/91)~~, entitled "Application Form for Certificate to
3 Provide Pay Telephone Service Within the State of Florida." which
4 is incorporated into this rule by reference ~~and Form PSC/CMU 32~~
5 ~~(1/91), entitled "Application Form for Certificate to Provide Pay~~
6 ~~Telephone Service Within the State of Florida,"~~ may be obtained
7 from the Commission's Division of Communications. An non-
8 refundable application fee of \$100.00 must accompany the filing of
9 all applications. ~~This is a non-refundable fee to cover the costs~~
10 ~~of processing the application, and it has no relevance on the~~
11 ~~approval or denial of a certificate.~~

12 (3) (2) An original and two ~~five~~ ~~(5)~~ copies of the
13 application shall be filed with the Division of Records and
14 Reporting.

15 (4) (3) Any pay telephone service authority previously
16 granted or granted hereafter is subject to the following:

17 (a) Authority granted is statewide.

18 (b) Authority is to provide both local and intrastate toll
19 pay telephone service. A certificate to provide pay telephone
20 service does not carry with it the authority to provide local
21 exchange or interexchange service. A separate application must be
22 made for such authority.

23 (5) (4) A certificate will be granted if the Commission
24 determines that grant of the application is in the public interest.
25 One certificate per applicant will be granted unless the applicant

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1 shows that granting of additional certificates is in the public
2 interest. A new certificate will not be granted to any applicant
3 who has previously had a certificate involuntarily cancelled unless
4 the applicant shows that granting of the new certificate is in the
5 public interest.

6 Specific Authority 350.127(2) FS.

7 Law Implemented 364.32, 364.33, 364.335, 364.337, 364.3375, 364.345
8 FS.

9 History--New 1-5-87, Amended 9-28-89, 4-7-91, 11-20-91, 12-21-92,
10 _____.

11 25-24.515 Pay Telephone Service.

12 (1) For the purposes of this section, the term "direct free"
13 shall mean without requiring the use of a coin, paper money, credit
14 card, or any other form of payment, even if the payment will be
15 returned.

16 (2) Pay telephone stations shall be lighted during the hours
17 of darkness when light from other sources is not adequate to read
18 instructions and use the instrument.

19 (3) ~~(3)~~ Each pay telephone station shall return any
20 deposited amount if the call is not completed, except messages to
21 a Feature Group A access number.

22 (4) ~~(4)~~ Each pay telephone station shall permit direct free
23 access to the universal telephone number "911", where operable,
24 ~~without requiring the use of a coin, paper money, or a credit card.~~
25 ~~Where such number is not operable, the station shall permit access~~

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1 ~~to a local exchange company toll operator under the same~~
2 ~~conditions.~~

3 (5) Each pay telephone station shall permit direct free
4 access to dialtone.

5 (6) Each Pay telephone station shall permit direct free
6 access to toll free numbers (e.g., 800, 877, and 888).

7 ~~(7)(4)~~ Each pay telephone station shall complete calls r
8 ~~without charge, permit access~~ to local and long distance directory
9 assistance.

10 (8) Each pay telephone station shall complete calls to and
11 ~~the telephone number of any person responsible party~~ for repairs or
12 refunds by direct free access, but may provide access by coin
13 ~~return. Any long distance directory assistance charges applied to~~
14 ~~the pay telephone service company may be passed on to the customer.~~

15 ~~(9)(5)~~ Except as provided in paragraph 9(c), each pay Each
16 telephone station shall be equipped with a legible sign, card, or
17 plate of reasonable permanence which shall identify the following:

18 (a) The telephone number and location address of the pay
19 telephone such station, name and certificate number of the
20 certificate holder, ~~and~~ the party responsible for repairs and
21 refunds, address of responsible party, free phone number of
22 responsible party, clear dialing instructions (including notice of
23 the lack of availability of local or toll services), and the local
24 coin rate, ~~where applicable, a statement that the phone is not~~
25 ~~maintained by the local exchange company.~~

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1 **(b)** For those pay telephone stations that will terminate
2 conversation after a minimum elapsed time of 45 minutes, notice shall
3 be included on the sign card as well as an audible announcement 30
4 seconds prior to termination of the phone call.

5 **(c)** Pay telephone providers have until December 31, 1978, or
6 six months after the effective date of this rule, whichever is
7 later, to comply with the requirements of placing the certificate
8 number on the pay telephone station sign, card, or plate.

9 **(10)**~~46~~ Each pay telephone station which provides access to
10 any interexchange company shall provide coin free access, except
11 for feature group A access, to all locally available
12 interexchange companies. The pay telephone station shall
13 ~~provide for pay stations in equal access areas, such access shall be~~
14 ~~provided~~ through the forms of access purchased by locally available
15 long distance carriers such as and shall include 10XXX+0, 10XXXX+0,
16 101XXXX+0, 950, and toll free (e.g., 800, 877, and 888) access. For
17 ~~those pay stations located in non equal access areas, 102880 may be~~
18 ~~translated to 00 to directly access AT&T. Otherwise, in non equal~~
19 ~~access areas, 00 shall directly route to an AT&T operator and the~~
20 ~~instruction card shall so indicate. Where 00 is not available, 0~~
21 ~~shall route to the LEC operator for transfer to AT&T and the~~
22 ~~instruction card shall so indicate.~~

23 **(11)** No sales solicitation shall be allowed during the
24 interval between the last digit dialed by the end user and
25 connection with the interexchange carrier.

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1 ~~(12)(4)~~ All Q- calls shall be routed to a telecommunications
2 company that is authorized by the Commission to handle Q- calls.
3 All other interstate calls, including operator service calls, may
4 shall be routed to the pay telephone provider's carrier of choice
5 ~~local exchange company~~, unless the end user dials the appropriate
6 access code for their carrier of choice, i.e., 950, ~~800~~, 10XXX,
7 10XXXX, 10XXXXX, and toll free access (e.g., 800, 877, and 888).

8 ~~(13)(4)(a)~~ Each pay telephone station shall allow incoming
9 calls to be received at all times, with the exception of those
10 located at ~~confinement facilities~~, hospitals, and schools, and at
11 locations specifically exempted by the Commission. There shall be
12 no charge for receiving incoming calls.

13 (b) A pay telephone provider may petition the Commission from
14 the incoming call requirement for a period that shall not exceed
15 two years from the effective date of the Order granting the
16 exemption. Requests for exemption from the requirement that each
17 pay telephone station allow incoming calls shall be accompanied by
18 a completed Form PSC/CNU-2 (XX/XX)410/94, entitled "Request
19 to Block Incoming Calls," which is incorporated into this rule by
20 reference and ~~FORM PSC/CNU-2 (10/94), entitled Request to Block~~
21 ~~incoming calls~~, may be obtained from the Commission's Division of
22 Communications. The form requires an attestation from the owner of
23 the pay telephone, the owner of the pay telephone location, and the
24 Chief of the responsible law enforcement agency that the request
25 is sought in order to deter criminal activity facilitated by

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1 incoming calls being received at the specified pay telephone. A
2 separate form shall be filed for each telephone number for which an
3 exemption is sought. Exemptions which were granted prior to the
4 two-year limitation will expire two years from the effective date
5 of the amendment establishing the two-year limitation. The
6 Commission may grant additional requests for subsequent two-year
7 exemptions if the provider of the pay telephone files another Form
8 PSC/CMU-2 (XX/XX). Where incoming calls are not received,
9 central-office based intercept shall be provided at no charge to
10 the ~~end user~~ end-user and a written notice shall be prominently
11 displayed on the instrument directly above or below the telephone
12 number which states: "Incoming calls blocked at request of law
13 enforcement."

14 ~~(14)44~~ Each pay telephone station must be connected to an
15 individual access line, ~~as provided in the pay telephone access~~
16 ~~tariff offered by the local exchange company.~~

17 ~~(15)44~~(a) Each pay telephone service company shall permit
18 outgoing calls to be placed from its pay telephone stations at all
19 times.

20 (b) Each pay telephone service company shall make all
21 reasonable efforts to minimize the extent and duration of
22 interruptions of service. Service repair programs should have as
23 their objective the restoration of service on the same day that the
24 interruption is reported to the company. (Sundays and holidays
25 excepted.) ~~(b) Each telephone utility shall conduct its operations~~

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1 ~~in such manner to ensure that, in each exchange, ninety five (95)~~
2 ~~percent of all interruptions in telephone service occurring in any~~
3 ~~calendar month shall be cleared and service restored within~~
4 ~~twenty four (24) hours (Sundays and holidays excepted) after the~~
5 ~~trouble is reported to the company, except where such interruptions~~
6 ~~are caused by emergency situations, unavoidable casualties, and~~
7 ~~acts of God affecting large groups of subscribers.~~

8 ~~(16)(a)(44)~~ Where there is a single pay telephone
9 ~~stations fewer than three telephones located in a group, a~~
10 current white and yellow page directory for the entire local
11 calling area shall be maintained ~~at each station~~. Where there are
12 two three or more pay telephone stations located in a group, a
13 current white and yellow page directory for the entire local
14 calling area shall be maintained at every other station. However,
15 where telephone pay stations are fully enclosed, a current white
16 and yellow page directory shall be maintained at each pay telephone
17 station. Companies must comply with this subsection by December
18 31, 1998, or six months after the effective date of this rule,
19 which ever is longer.

20 (b) Pay telephone stations that provide directory assistance
21 at no charge are exempt from the provisions in (16)(a). A notice
22 must appear on the placard if directory assistance at no charge is
23 being provided.

24 ~~(17)(44)~~ Normal maintenance and coin collection activity
25 shall include a review of the cleanliness of each pay telephone

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1 ~~station and reasonable efforts shall be made to ensure that 95% of~~
2 ~~all stations are clean and free of obstructions.~~

3 ~~(18)(a)(43)~~ Except as provided in paragraphs (18)(a)-(c) and
4 (c) subsections (14)(a), (14)(b), and (14)(c) below, each pay
5 telephone station installed after January 5, 1987 shall conform to
6 sections 4.28.8.4 and 4.29 subsections 4.29.3 4.29.4 and
7 4.29.7 4.29.8 of the American National Standards Accessible and
8 Usable Buildings and Facilities, approved December 15, 1992,
9 Specifications for Making Buildings and Facilities Accessible and
10 Usable by Physically Handicapped People, approved February 5, 1986
11 by the American National Standards Institute, Inc. (ANSI
12 All7.1-1992-986), which is incorporated by reference into this
13 rule. Each telephone station installed prior to January 5, 1987
14 shall conform to the above standards by January 1, 1995.

15 (b) Where (a) Effective June 1, 1992, where there are two or
16 more pay telephone stations located in a group, there shall be a
17 minimum of one telephone per group of ten which conforms to the
18 ANSI above-mentioned standards listed in subsection (18)(a). The
19 conforming station must be physically located in the group of pay
20 telephone stations or must be installed within a clear line of
21 sight within 15 feet of the group and the route to the conforming
22 station must be free from wheelchair barriers.

23 (c)(4) Except for locations on floors above or below entry
24 level in buildings not serviced by a ramp or elevator, pay
25 telephone such stations shall be placed in areas accessible to the

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1 physically handicapped.

2 ~~(d)(e)~~ Pay telephone stations Stations located in buildings
3 which are not wheelchair accessible ~~to physically handicapped~~
4 ~~persons~~ must comply with all ANSI provisions cited in this
5 subsection except that these stations are exempt from complying
6 with ANSI sections 4.29.2 through 4.29.4, 4.29.7, and 4.29.8 until
7 the building is modified to make it wheelchair accessible, to the
8 ~~above mentioned standards upon modification of the building to make~~
9 ~~it handicap accessible, according to the Americans with~~
10 ~~Disabilities Act.~~

11 (e) Pay telephones shall not be installed where the required
12 "clear floor or ground space" provided for in ANSI section 4.29.2
13 is reduced by a vehicle parked in a designated parking space.

14 (f) Each pay telephone provider shall modify its pay
15 telephone station to comply with ANSI section 4.29.5 within six
16 months from the effective date of these rules.

17 ~~(19) Each pay (14)~~ ~~Effective September 1, 1993,~~ each telephone
18 station shall permit end users to input unlimited ~~the additional~~
19 digits for the duration of the call necessary to complete calling
20 ~~card calls, using any locally available carrier, without operator~~
21 ~~intervention, and to utilize features such as voice mail box and~~
22 ~~menu driven answering devices. This requirement shall not be~~
23 ~~applicable to pay telephones located in confinement facilities.~~

24 ~~(15) Pay stations located in confinement facilities shall be~~
25 ~~exempt from the requirements of above subsections (1), (3), (4),~~

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1 ~~(6), and (11). Such pay stations shall also be exempt from the~~
2 ~~requirements of subsection (5), except for the audible and written~~
3 ~~15-minute disconnect notification.~~

4 (20)(46) Toll Fraud Liability.

5 (a) A company providing interexchange telecommunications
6 services or local exchange telecommunications services shall not
7 collect from a pay telephone provider for charges billed to a line
8 for calls which originated from that line through the use of access
9 codes such as 10XXX-0, 10XXXX, 10XXXXX, 950, and toll free (e.g.,
10 800, 877, 888) 10XXX-01, 950-1/XXXX-0, or 1-800 access codes, or
11 when the call originating from that line otherwise reached an
12 operator position, if the originating line is subscribed to
13 outgoing call screening and the call was placed after the effective
14 date of the outgoing call screening order.

15 (b) A company providing interexchange telecommunications
16 services or local exchange telecommunications services shall not
17 collect from a pay telephone provider for charges for collect or
18 third number billed calls, if the line to which the call was billed
19 was subscribed to incoming call screening and the call was placed
20 after the effective date of the incoming call screening order.

21 (c) Any calls billed through the provider of local exchange
22 telecommunications services company or directly by an interexchange
23 company, or through a billing agent, which have been identified as
24 not collectible as described in paragraphs (20)(a) and (20)(b)
25 above, must be removed from any pay telephone provider's bill after

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1 the pay telephone provider gives notice of the fraudulent charges
2 to the billing party. Pay telephone providers shall give such such
3 notice ~~shall be provided~~ to the provider of local exchange
4 telecommunications services LSC and the interexchange company IXC
5 in writing no later than the due date of the bill.

6 (d) The provider of local exchange telecommunications
7 services LSC is responsible for charges described in paragraph
8 (20)(c) that are associated with the failure of the provider of
9 local exchange telecommunications services' LSC's screening
10 services.

11 (e) The interexchange company IXC is responsible for charges
12 described in paragraph (20)(c) that are associated with the failure
13 to properly validate calls via the appropriate provider of local
14 exchange telecommunications services' company data base.

15 (f) Definitions: For purposes of subsection (20) ~~this rule~~
16 the term

17 ~~—1—~~ "Effective Date" shall mean the date after the call
18 screening order was placed and associated charges apply.

19 (g) Any charges accrued to a ~~subscriber's~~ line when the
20 subscriber has subscribed to ~~paid~~ the provider of local exchange
21 telecommunications services company to screen calls described in
22 paragraphs (20)(a) and (20)(b) above shall not be the basis for
23 discontinuance of local and intrastate service.

24 ~~(21)(47)~~ Providers serving confinement facilities shall
25 provide for completion of all inmate calls allowed by the

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1 confinement facility.

2 (22) Pay telephone stations located in confinement facilities
3 shall be exempt from the requirements of subsections (2), (4), (6),
4 (7), (8), (10), (12), (13), (15), (16), and (19) of this rule.
5 Such pay telephone stations shall also be exempt from the
6 requirements of subsection (9), except that outgoing local and long
7 distance calls may not be terminated until after a minimum elapsed
8 time of ten minutes. Audible and written disconnect notifications
9 shall apply, and one access line shall not be connected to more
10 than three pay telephone stations.

11 Specific Authority 350.127(2) PS.

12 Law Implemented 364.03, 364.035, 364.063, 364.337, 364.345 PS.

13 History--New 1-5-87, Amended 4-14-92, 12-21-92, 2-3-93, 10-10-94,
14 12-27-94, 9-5-95,_____.

15 25-24.516 ~~New Local Exchange Company~~ Pay Telephone Rate Caps.

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

19 (a) ~~Local~~ coin calls -- the rate posted at the pay
20 telephone station, a rate equivalent to the local coin rate of the
21 local exchange telecommunications company, except that a provider
22 using a debit card system may charge \$1.00 for a cent paid local
23 call made from a pay telephone located in a confinement facility;

24 (b) Extended area service (EAS) coin calls - a rate
25 equivalent to the local coin call rate.

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1 (c) Extended calling scope (ECS) calls - the rate equivalent
2 to the local coin rate.

3 (d) 0+ toll non-person-to-person - a maximum rate of \$0.30
4 per minute, plus a \$1.75 charge, intralATA and interLATA toll coin
5 calls - a rate of \$.25 per minute, plus a \$1.00 surcharge;

6 ~~(e) 0- and 0- interLATA toll non coin calls billed directly~~
7 ~~or on behalf of the pay telephone provider - a rate of \$.25 per~~
8 ~~minute, plus the Commission authorized set use fee as described in~~
9 ~~subsection (3) below, plus a \$1.00 surcharge.~~

10 (e) 0+ toll person-to-person - a maximum rate of \$.30 per
11 minute, plus a \$1.25 charge.

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

16 (3) A set use fee of \$.25 shall apply to all completed 0+ and
17 0- local and intralATA toll calls placed from pay telephones. A
18 ~~\$.25 set use fee may optionally be applied to completed 0- and 0-~~
19 ~~interLATA toll calls.~~

20 Specific Authority 350.127(2) FS.

21 Law Implemented 364.03, 364.3375(4), (5) FS.

22 History--New 9-5-95; Amended _____.

23 25-24.520 Reporting Requirements.

24 (1) Each pay telephone service company shall file with the
25 Commission's Division of Communications updated information for the

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1 following items within ten ~~30~~ days after a change occurs:

2 (a) The street address of the certificate holder including
3 number, street name, city, state and zip code, and the mailing
4 address if it differs from the street address.

5 (b) Name, title, and phone number of the individual
6 responsible for contact with the Commission.

7 ~~(c) Each pay telephone service company shall by January 31 of~~
8 ~~each year provide a report to the local exchange companies listing~~
9 ~~the station number and location of all of its pay telephones.~~

10 Specific Authority 350.127(2) FS.

11 Law Implemented 350.115, 350.117, 364.17, 364.18, 364.185, 364.3375
12 FS.

13 History--New 1-5-87, Amended 1-2-91, 12-29-91, _____.

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