

CERTIFICATION OF

PUBLIC SERVICE COMMISSION ADMINISTRATIVE RULES

FILED WITH THE

DEPARTMENT OF STATE

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I hereby certify:

/x/ (1) That all statutory rulemaking requirements of Chapter 120, F.S., have been

complied with; and

/x/ (2) There is no administrative determination under subsection 120.56(2), F.S.,

pending on any rule covered by this certification; and

/x/ (3) All rules covered by this certification are filed within the prescribed time

limitations of paragraph 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by paragraph 120.54(3)(a), F.S., and;

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

// (b) Are filed not more than 90 days after the notice not including days an

administrative determination was pending; or

// (c) Are filed more than 90 days after the notice, but not less than 21 days nor

more than 45 days from the date of publication of the notice of change; or

// (d) Are filed more than 90 days after the notice, but not less than 14 nor more

than 45 days after the adjournment of the final public hearing on the rule; or

// (e) Are filed more than 90 days after the notice, but within 21 days after the

date of receipt of all material authorized to be submitted at the hearing; or

DOCUMENT NUMBER-DATE

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// (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

// (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

// (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

// (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the small business ombudsman.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule No.

25-4.0665

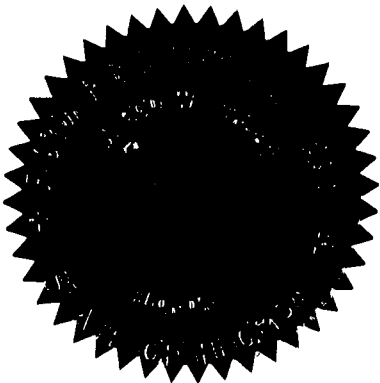
Under the provision of subparagraph 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective: _____
(month) (day) (year)



ANN COLE
Commission Clerk

Number of Pages Certified



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1 25-4.0665 Lifeline Service

2 (1) An eligible telecommunications carrier must provide 60 days written notice
3 prior to the termination of Lifeline service. The notice of pending termination shall contain
4 the telephone number at which the subscriber can obtain information about the subscriber's
5 Lifeline service from the eligible telecommunications carrier. The notice shall also inform the
6 subscriber of the availability, pursuant to Section 364.105, F.S., of discounted residential basic
7 local telecommunications service.

8 (2) If a subscriber's Lifeline service is terminated and the subscriber subsequently
9 presents proof of Lifeline eligibility, the eligible telecommunications carrier shall reinstate the
10 subscriber's Lifeline service as soon as practicable, but no later than 60 days following receipt
11 of proof of eligibility. Irrespective of the date on which the eligible telecommunications
12 carrier reinstates the subscriber's Lifeline service, the subscriber's bill shall be credited for
13 Lifeline service as of the date the eligible telecommunications carrier received the proof of
14 continued Lifeline eligibility.

15 (3) All eligible telecommunications carriers shall participate in the Lifeline service
16 Automatic Enrollment Process. For purposes of this rule, the Lifeline service Automatic
17 Enrollment Process is an electronic interface between the Department of Children and
18 Families, the Commission, and the eligible telecommunications carrier that allows low-income
19 individuals to automatically enroll in Lifeline following enrollment in a qualifying public
20 assistance program.

21 (a) The Commission shall send an e-mail to the eligible telecommunications
22 carrier informing the eligible telecommunications carrier that Lifeline service applications are
23 available for retrieval for processing.

24 (b) The eligible telecommunications carrier shall enroll the subscriber in the
25 Lifeline service program as soon as practicable, but no later than 60 days from the receipt of

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

1 the e-mail notification. Upon completion of initial enrollment, the eligible
2 telecommunications carrier shall credit the subscriber's bill for Lifeline service as of the date
3 the eligible telecommunications carrier received the e-mail notification from the Commission.

4 (c) The eligible telecommunications carrier shall maintain a current e-mail address
5 with the Commission, which the Commission will use to inform the eligible
6 telecommunications carrier that new Lifeline service applications are available for retrieval for
7 processing.

8 (d) The eligible telecommunications carrier shall maintain with the Commission
9 the names, e-mail addresses and telephone numbers of one primary and one secondary
10 company representative who will manage the user accounts on the Commission's secure
11 website.

12 (e) Within 20 calendar days of receiving the Commission's e-mail notification that
13 the Lifeline service application is available for retrieval, the eligible telecommunications
14 carrier shall provide a facsimile response to the Commission via the Commission's dedicated
15 Lifeline service facsimile telephone line at (850) 413-7142, identifying the customer name,
16 address, telephone number, and date of the application for:

17 1. misdirected Lifeline service applications;
18 2. applications for customers currently receiving Lifeline service; and
19 3. rejected applicants, which shall include the reason(s) why the applicants were
20 rejected.

21 In lieu of a facsimile, the eligible telecommunications carrier may file the information with the
22 Office of Commission Clerk.

23 (f) Pursuant to Section 364.107(1), F.S., information filed by the eligible
24 telecommunications carrier in accordance with subsection (3)(e) of this rule is confidential and
25 exempt from Section 119.07(1), F.S. However, the eligible telecommunications carrier may

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1 disclose such information consistent with the criteria in Section 364.107(3)(a), F.S. For
2 purposes of this rule, the information filed by the eligible telecommunications carrier will be
3 presumed necessary for disclosure to the Commission pursuant to the criteria in Section
4 364.107(3)(a)4, F.S.

5 (4) All eligible telecommunications carriers shall provide current Lifeline service
6 company information to the Universal Service Administrative Company (USAC) at
7 www.lifelinesupport.org so that the information can be posted on the USAC's consumer
8 website.

9 Specific Authority 350.127(2), 364.10(3)(j), F.S.
10 Law Implemented 364.10, 364.105, FS
11 History New 1-2-07, Amended XX-XX-XX.

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SUMMARY OF RULE

The amendment of rule 25-4.0665, Lifeline Service, F.A.C., creates and implements procedures to automatically enroll eligible customers in Lifeline Service. Section 364.10(3)(h)2, F.S., requires the Commission to adopt such procedures by December 31, 2007.

SUMMARY OF HEARINGS ON THE RULE

No hearing was requested and none was held.

FACTS AND CIRCUMSTANCES JUSTIFYING THE RULE

Section 364.10(3)(h), F.S., requires any state agency that determines a person is eligible for Lifeline service to immediately forward the information to the Florida Public Service Commission for automatic enrollment. Additionally, Section 364.10(3)(h)2, F.S. requires the Florida Public Service Commission to adopt rules creating procedures to automatically enroll eligible customers in Lifeline service no later than December 31, 2007. Rule 25-4.0665, F.A.C., is being amended to implement Lifeline Automatic Enrollment procedures as required by Legislative mandate.