

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF DEVELOPMENT OF RULEMAKING

ALL INTERESTED PERSONS

UNDOCKETED

IN RE: PROPOSED AMENDMENTS TO RULE 25-4.511, F.A.C., APPLICATION FOR  
CERTIFICATE AND REPEAL OF RULE 25-4.512, F.A.C., APPLICATION FOR  
APPROVAL OF SALE OR TRANSFER OF CERTIFICATE

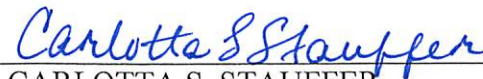
ISSUED: October 11, 2017

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission staff has initiated rulemaking to amend Rule 25-4.511, Florida Administrative Code, (F.A.C.), Application for Certificate, and repeal Rule 25-4.512, F.A.C., Application for Approval of Sale of Certificate to update the application forms to become a pay telephone provider or to transfer a pay telephone certificate.

The attached Notice of Development of Rulemaking appeared in the October 10, 2017, edition of the Florida Administrative Register. If requested in writing and not deemed unnecessary by the agency head, a rule development workshop will be scheduled and noticed in the next available Florida Administrative Register. Written requests for a rule development workshop must be submitted by October 24, 2017, to Pamela H. Page, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Blvd., Tallahassee, FL 32399-0850, (850)413-6214, [phpage@psc.state.fl.us](mailto:phpage@psc.state.fl.us). A copy of the preliminary draft rule is attached. The person to be contacted regarding the rule development is Pamela H. Page, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6214.

NOTICE OF DEVELOPMENT OF RULEMAKING  
UNDOCKETED  
PAGE 2

By DIRECTION of the Florida Public Service Commission this 11th day of October,  
2017.



---

CARLOTTA S. STAUFFER  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
[www.floridapsc.com](http://www.floridapsc.com)

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

PHP

NOTICE OF DEVELOPMENT OF RULEMAKING  
UNDOCKETED  
PAGE 3

Notice of Development of Rulemaking

**PUBLIC SERVICE COMMISSION**

RULE NOS:     RULE TITLES

25-4.511 Application for Certificate

25-4.512 Application for Approval of Sale or Transfer of Certificate

PURPOSE AND EFFECT: To update the rules and forms on applications to become a pay telephone provider, or to transfer a pay telephone certificate previously approved by the Florida Public Service Commission and to repeal the existing rule on applications for approval of a sale or transfer of certificate.

Undocketed.

SUBJECT AREA TO BE ADDRESSED: The rules describe the required process to apply for a pay telephone certificate and to transfer a pay telephone certificate.

RULEMAKING AUTHORITY: 350.127(2), FS.

LAW IMPLEMENTED: 350.113, 364.33, 364.335, 364.336, 364.3375, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela H. Page, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6214, [phpage@psc.state.fl.us](mailto:phpage@psc.state.fl.us).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

1        **25-4.511 Application for Original or Transfer of Pay Telephone Certificate.**

2        (1) ~~In order Any person desiring~~ to provide pay telephone service services, ~~must have a~~  
3 ~~pay telephone service certificate~~ or transfer of certificate must be granted by the Florida Public  
4 Service Commission.

5        (2) ~~Each An~~ applicant shall apply by using ~~submit an application on~~ Form PSC/IDM TEL  
6 32 (XX/XX) (2/13), entitled “Application ~~Form~~ for Original Authority or Transfer of  
7 Authority to Provide to Pay Telephone Service In Within the State of Florida.” The  
8 application ~~which~~ is incorporated into this rule by reference and may be obtained from the  
9 Commission’s website at

10 <http://www.floridapsc.com/telecommunication/TelecomPATSAApplication>

11 [www.floridapsc.com/utilities/telecomm/](http://www.floridapsc.com/utilities/telecomm/) or from the Office of Industry Development and

12 Market Analysis Telecommunications. Such form may also be accessed at the Department of  
13 State website at: [Dept. of State Hyperlink]

14 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02213>. A non-refundable application  
15 or transfer fee of \$250.00 must accompany the filing of each application to cover processing  
16 costs. The Commission’s acceptance of the application fee does not imply that the  
17 application, transfer, or sale of a certificate will be granted all applications.

18        (3) Certificates authorizing pay telephone service shall not be transferred by the holder  
19 without prior Commission approval.

20        ~~(4)(3) An original and one copy of T~~the application shall be filed with the Office of  
21 Commission Clerk.

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

24        ~~(a) Authority granted is statewide.~~

25        (5) Only applications determined by the Commission to be in the public interest will be

1 granted.

2 ~~(6)(b) Authority is to provide both local and intrastate toll pay telephone service.~~ A  
3 certificate to provide pay telephone service does not carry with it the authority to provide local  
4 exchange ~~or interexchange~~ service. A separate application must be made for ~~such~~ authority to  
5 provide those services.

6 *Rulemaking Authority 350.127(2) FS. Law Implemented ~~364.32, 364.33, 364.335, 364.336,~~*  
7 *364.3375 FS. History—New 1-5-87, Amended 9-28-89, 4-7-91, 11-20-91, 12-21-92, 2-1-99, 1-*  
8 *5-06, 5-29-08, 2-7-13, Formerly 25-24.511, \_\_\_\_\_.*

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1        **25-4.512 Application for Approval of Sale or Transfer of Certificate.**

2        ~~(1) Certificates of authority or necessity authorizing pay telephone service shall not be~~  
3 ~~sold, assigned or transferred by the holder without prior Commission approval.~~

4        ~~(2) A person seeking to obtain a certificate from a sale or transfer from the holder shall~~  
5 ~~submit an application jointly with the certificate holder on Commission Form PSC/TEL 32~~  
6 ~~(2/13), entitled “Application Form for Authority to Provide Pay Telephone Service Within the~~  
7 ~~State of Florida.” The application form may be obtained from the Commission’s website at~~  
8 ~~[www.floridapsc.com/utilities/telecomm/](http://www.floridapsc.com/utilities/telecomm/) or from the Office of Telecommunications. Such~~  
9 ~~form may also be accessed at the Department of State website at:~~

10 ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02214>. A nonrefundable application~~  
11 ~~fee of \$250.00 must accompany the filing of all applications to cover processing costs. The~~  
12 ~~Commission’s acceptance of the application fee does not imply that the application for sale or~~  
13 ~~transfer of a certificate will be granted.~~

14        ~~(3) An original and one copy of the application shall be filed with the Office of~~  
15 ~~Commission Clerk.~~

16        ~~(4) An application for sale or transfer of a certificate will be granted if the Commission~~  
17 ~~determines that such approval is in the public interest.~~

18        ~~(5) A certificate may be sold or transferred only as a whole.~~

19 *Rulemaking Authority 350.127(2) FS. Law Implemented 364.32, 364.33, 364.337, 364.3375,*  
20 *364.345 FS. History—New 1-5-87, Amended 5-15-89, 1-5-06, 5-29-08, 2-7-13, Formerly 25-*  
21 *24.512, Repealed\_\_\_\_\_.*

22

23

24

25