

BEFORE THE FLORIDA PUBLIC COMMISSION

In Re: Implementation of Florida) DOCKET NO. 910496-TP
Telecommunications Access System) ORDER NO. PSC-92-0338-FOF-TP
Act of 1991.) ISSUED: 05/13/92
)

The following Commissioners participated in the disposition of this matter:

BETTY EASLEY
J. TERRY DEASON
SUSAN F. CLARK
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION REQUIRING
MCI TO PROVIDE BILLING INFORMATION FOR
LOCAL AND INTRALATA TOLL RELAY CALLS, REVISING
REQUIREMENTS OF ORDER NO. PSC-92-0185-FOF-TP,
PROVIDING FOR TEMPORARY EXEMPTIONS AND PROCEDURE
FOR DIRECTING CALLS TO CARRIER OF CHOICE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

BACKGROUND

The Public Service Commission's contract with MCI Telecommunications Corporation requires that MCI deliver intraLATA toll calls to the local exchange telephone company. In our Order No. PSC-92-0185-FOF-TP, we required that the local exchange telephone companies (LECs) accept and process intraLATA toll relay traffic from MCI at the access tandem within the EAEA of the originated call. The local exchange telephone companies have indicated difficulty in preparing their systems to receive relay traffic in this manner. As an alternative, MCI has offered to complete local (seven digit dialed) and intraLATA toll relay calls in the same manner as it will be completing interLATA toll relay calls. MCI will then record message detail on the call and will provide to each LEC information that identifies each local or intraLATA toll relay call which originated in that LEC's exchanges and will provide the message detail for billing. It will be the LEC's responsibility to identify which calls are nonbillable (intraexchange flat rate local, flat rate EAS, etc.), those which are billable at its intraLATA toll rates, and those which are billable under some other form of measured rate (local measured service, 25¢ plan to another exchange, EOEAS, Suncoast Preferred, and other calling plans). The LEC will then bill those calls at its tariffed rates (with appropriate relay discounts).

DOCUMENT NUMBER-DATE

04806 MAY 13 1992

F-PSC-RECORDS/REPORTING

Since some LECs may not be prepared to bill local (seven digit dial) and intraLATA toll relay traffic when the system is initiated on June 1, 1992, we hereby authorize LECs to make requests for exemption from our requirement to bill relay traffic. Such waivers shall be granted by staff if they meet the following conditions.

1. The exemption is on a temporary basis.
2. The LEC indicates that it is in the process of evaluating the capability to properly bill relay traffic itself.
3. The LEC indicates that it will file by no later than December 31, 1992 a report indicating what would be involved in establishing a billing system for relay traffic.
4. The LEC indicates it will notify the Commission (by filing a relay discount tariff) and will also notify MCI forty-five (45) days prior to the date it desires to begin receiving relay message detail for billing.

To the extent that any LEC meets the above criteria for requesting a temporary exemption from billing for relay traffic, MCI shall be required to bill for relay traffic as described below.

1. MCI shall identify the traffic which is dialed on a local seven digit dial basis (flat rate or measured) and not bill for those calls (unless MCI develops the capability to bill for those calls at LEC rates).
2. Bill for all intraLATA toll calls at MCI's relay discounted toll rates.
3. MCI shall provide monthly local seven digit dial and intraLATA toll call volume and distribution information to each LEC requesting a waiver so that the LEC can determine the economic feasibility of handling the local (seven digit dial) and intraLATA toll relay traffic itself.

Regarding the provision of relay traffic to a customer's requested carrier of choice, MCI has proposed to initially do this by dialing the access code for the company requested. Later, MCI plans to convert to using the Southern Bell central office intermachine trunks described in Order No. PSC-92-0185-FOF-TP in order to provide call detail to the carrier of choice on a real time basis. The interexchange companies have indicated that technical problems are yet to be worked out before they can begin to receive carrier of choice relay traffic. At

ORDER NO. PSC-92-0338-FOF-TP
DOCKET NO. 910496-TP
PAGE 3

the present time we are not requiring interexchange companies other than MCI to carry relay traffic. However, this may need to change in order for the Florida Relay Service to meet the certification requirements of the Federal Communications Commission. Therefore, MCI, the other interexchange telephone companies and Public Service Commission staff should continue to work together so that users of the Florida Relay Service will be able to make relay calls using the carrier of their choice for billing.

Finally, regarding the process for allowing local exchange companies to bill local (seven digit dial) and intraLATA toll relay calls, MCI states that it believes it should receive a credit for terminating switched access charges. Staff is directed to review that aspect of MCI's suggestion and return to the Commission with a recommendation on it.

Based on the foregoing, it is

ORDERED that MCI, the local exchange and interexchange telecommunications companies comply with this order, It is further

ORDERED that this docket remain open.

By ORDER of the Florida Public Service Commission, this 13th day of May, 1992.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

by: Kay Hagan
Chief, Bureau of Records

CBM

mciorder.cjp

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on June 3, 1992.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.