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BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED

JIM IRVIN
Commissioner - Chairman
RENZ D. JENNINGS
Commissioner
CARL J. KUNASEK
Commissioner

DEC 14 1998

DOCKETED BY *ad*

IN THE MATTER OF THE NOTICE OF)
PROPOSED AMENDMENTS TO THE)
ARIZONA UNIVERSAL SERVICE FUND.)

DOCKET NO. R-00000-97-0137

DECISION NO. 61288

ORDER

Open Meeting
December 10 and 11, 1998
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. The Arizona Universal Service Fund (AUSF) was established by Decision No. 56639, September 22, 1989, and was designed to help offset high basic local telephone rates in rural areas. One half of the funding was derived from local exchange carriers based on the number of access lines, and one half of the funding was derived from interLATA and intraLATA intrastate minutes of use. U S WEST Communications, Inc. (U S WEST) was designated a Plan Administrator.

2. Any company requesting Universal Service funding must first have received authorization from the Commission in a rate case or other method as the Commission may prescribe. To date, only Citizens Telecommunications Company of the White Mountains, Inc. (Citizens) is receiving universal service fund money in the amount of \$775,620 annually, Decision No. 55657, October 10, 1989.

3. On June 23, 1995, the Commission issued Decision No. 59124, approving new rules for competitive telecommunications services. A.A.C. R14-2-1113 of the competitive rules required that the Commission establish an intra-state universal service fund to assure the continued availability of basic telephone service at reasonable rates.

1 4. On March 24, 1996, the Commission adopted Arizona Universal Service Fund
2 Rules A.A.C. R14-2-1201 through R14-2-1217 establishing a new universal service fund
3 mechanism. The AUSF rules expanded the types of telecommunications providers that
4 contribute to the AUSF and revised the eligibility criteria for drawing from the fund

5 5. Under the new rules A.A.C. R14-2-1204(A), the AUSF is funded by all
6 telecommunications service providers that interconnect with the public switched network. One
7 half of the AUSF funding requirement is collected through a surcharge paid by providers of basic
8 local exchange service, wireless, paging, and other Commercial Mobile Radio Service providers
9 that interconnect with the public switched network. These entities are known as "Category One"
10 providers, A.A.C. R14-2-1204(B)(1). One half of the funding requirements are collected from
11 providers of intrastate toll service. These entities are known as "Category Two" providers,
12 A.A.C. R14-2-1204(B)(2).

13 6. The AUSF surcharge is equal to the total Category One funding requirement,
14 divided by the total number of access lines and interconnecting trunks that were in service for all
15 Category One providers as of October 1 of the previous year, A.A.C. R14-2-1204(B)(1)(a), plus
16 a growth factor calculated at half of the estimated annual percentage growth in access lines,
17 A.A.C. R14-2-1205(B). For Category Two providers, the surcharge is a percentage of the
18 Category Two AUSF funding requirement equal to that provider's share of the total intrastate toll
19 revenue for the previous year ended July 31, A.A.C. R14-2-1204(B)(2)(a), plus a growth factor
20 calculated at half of the estimated annual percentage growth in toll revenues, A.A.C. R14-2-
21 1205(B). Providers offering both Category One and Category Two services are assessed
22 charges based on both the number of access lines and percentage of toll revenues, A.A.C. R14-2-
23 1404(B)(2).

24 7. The AUSF rules mandate that a new Plan Administrator be put in place no later
25 than July 1, 1997. On February 11, 1997, the National Exchange Carriers Association (NECA)
26 was selected to administer the expanded AUSF on behalf of the Commission. NECA is a not-
27 for-profit association whose principal mission is to manage programs designed to accomplish
28 un versal telephone service goals.

1 8. NECA requested data from all Arizona telecommunications providers for use in
2 calculating the surcharges that would be applied to all telecommunication providers for 1997.
3 Based on NECA's calculations, the 1997 monthly surcharge for Category One providers from
4 June through December was set at \$0.024586 per access line and \$0.25386 per trunk line; for
5 Category Two providers the 1997 monthly surcharge was set at 0.2958 percent of toll revenue.
6 Decision No. 60169, April 18, 1997. The collection of these amounts from June through
7 December, 1997, raised sufficient funding to cover the amount of AUSF funding that Citizens
8 was authorized to receive.

9 9. NECA requested data from all Arizona telecommunications providers for use in
10 calculating the surcharges that would be applied to all telecommunication providers for 1998.
11 Based on NECA's calculations, the 1998 monthly surcharge for Category One providers from
12 January through December was set at \$0.013450 per access line and \$0.13450 per trunk line; for
13 Category Two providers the 1998 monthly surcharge was set at 0.1881 percent of toll revenue.
14 Decision No. 60547, December 18, 1997. The collection of these amounts from January through
15 December, 1998, will raise sufficient funding to cover the amount of AUSF funding that Citizens
16 was authorized to receive.

17 10. NECA requested data from all Arizona telecommunications providers for use in
18 calculating the surcharges that would be applied to all telecommunications providers for 1999.
19 NECA calculated that the 1999 monthly surcharge for Category One providers is \$0.012110 per
20 access line and \$0.12110 per trunk line; for Category Two providers the 1999 monthly surcharge
21 is 0.1391 percent of toll revenue. The collection of these amounts over the year 1999 will raise
22 sufficient funding to cover the amount of AUSF funding that Citizens has been authorized to
23 receive.

24 11. Staff has reviewed the proposed 1999 monthly surcharges finds them to be just
25 and reasonable and in the public interest, and therefore recommends approval with 1999 monthly
26 fund contributions beginning January 20, 1999.
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CONCLUSION OF LAW

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1. The Commission has the authority to authorize pursuant to A.R.S. §§ 40-202, -203, -204, -250, -321, -322, -328, -329, -331, -332, -361, -365, and -367; the Arizona Constitution, Art. 15, sections 1, 2, 3, 4, 6, 7 and 9; and the Arizona Universal Service Fund Rules, A.A.C. R14-2-1201 through R14-2-1217.

2. The Commission has jurisdiction over the subject matter.

3. The 1999 surcharges for Category One and Category Two providers meet the requirements of the AUSF rules, are just and reasonable and in the public interest.

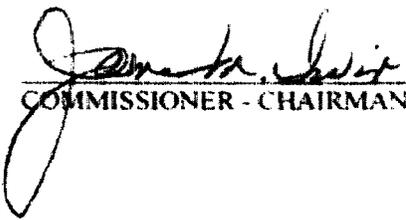
ORDER

THEREFORE, IT IS ORDERED that the 1999 monthly Arizona Universal Service Fund surcharge for Category One providers is \$0.012110 per access line and \$0.12110 per trunk line.

IT IS FURTHER ORDERED that the 1999 monthly Arizona Universal Service Fund surcharge for Category Two providers is 0.1391 percent of toll revenue

IT IS FURTHER ORDERED that this Decision shall become effective immediately, with 1999 monthly fund contributions beginning January 20, 1999.

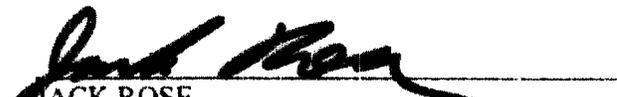
BY ORDER OF THE ARIZONA CORPORATION COMMISSION


COMMISSIONER - CHAIRMAN


COMMISSIONER


COMMISSIONER

IN WITNESS WHEREOF, I, JACK ROSE, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 14th day of Dec 1998.


JACK ROSE
Executive Secretary

DISSENT _____

RTW:KFR/CK

1 SERVICE LIST FOR: ARIZONA UNIVERSAL SERVICE FUND

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IF NOT CALLED FOR IN 8 DAYS NOTIFY

ARIZONA CORPORATION COMMISSION

DIVISION DOCKET CONTROL

1200 WEST WASHINGTON
PHOENIX, ARIZONA 85007

Mr. Michael A. Morris
Regional Director
TCG Teleport Communications Group
~~One Bush Street-Suite 410~~
~~San Francisco CA 94104-4406~~

We moved over a year ago. Please change your records to reflect our current address: 1350 Treat Blvd. Ste 500 Walnut Creek, CA 94596

If you have any questions please call me. Thank you

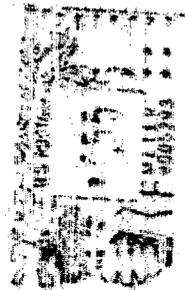
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ARIZONA CORPORATION COMMISSION
REGULATORY CONTROL
 115 WEST WASHINGTON STREET
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- 1. Arizona Corporation Commission
- 2. Arizona Department of Transportation
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- 6. Arizona Department of Economic Security
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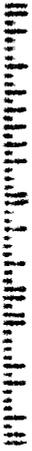


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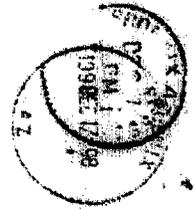
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