

Chapter PSC 173

TELECOMMUNICATIONS EMERGENCY SERVICES CONTRACTS

PSC 173.01 Purpose.
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Note: Chapter PSC 173 was created as an emergency rule effective 2–9–89.

PSC 173.01 Purpose. The purpose of this chapter is to set forth the procedure and criteria for the review of contracts between counties and telecommunications providers for the provision of 911 emergency telecommunications service.

History: Cr. Register, April, 1990, No. 412, eff. 5–1–90.

PSC 173.02 Submission of telecommunications emergency services contracts. (1) A telecommunications utility which enters into a contract with a county for the provisions of 911 emergency telecommunications service shall within 20 days submit the contract for public service commission review.

(2) In addition to the contract, the utility shall submit the following information:

- (a) A copy of the county ordinance adopting the plan for a 911 emergency telecommunications system;
- (b) A list identifying all participating local exchange carriers and a statement that each has tariffs or concurring tariffs on file with the commission providing for individual 911 contracts;
- (c) A list identifying the localities and the number of all service users residing outside the contracting county, specifying the municipality in which they reside;
- (d) A list identifying those municipalities outside the contracting county with residents who will be billed for the service;
- (e) A statement that all telecommunications service users in the county have access to a 911 system. If such a statement cannot be made with regard to a segment of the county's service users, the telecommunications utility shall provide information indicating that the local exchange carrier serving those service users is not capable of providing the 911 system on a reasonable economic basis on the effective date of the contract.
- (f) A list of exchanges in the county with customers served by a 911 system outside the county, which identifies the provider of the 911 service;
- (g) A description of access to the 911 system by telecommunications devices for the communicatively impaired;
- (h) Cost support for and complete itemization of the installation and monthly charges for automatic number identification, automatic location identification and all trunking service components for both the primary telecommunications utility under the

contract and the participating local exchange carriers. Cost support may be in the form of tariff reference if the rates and charges for 911 service are those in the utility's tariffs.

(i) A statement of the total billable exchange access lines for purposes of the contract and the actual exchange access line count. This statement shall provide detail as to how the billable exchange access line count was determined, including any equivalency factor used for the line equivalents and the number of lines to which the factor applies.

History: Cr. Register, April, 1990, No. 412, eff. 5–1–90.

PSC 173.03 Commission review. (1) Within 60 days of receipt of a contract for the provision of 911 emergency telecommunications service, the commission may disapprove the contract if it finds:

- (a) The contract is not compensatory;
 - (b) The contract is excessive; or
 - (c) The contract does not comply with the utility's tariff specifying the rates and charges or terms and conditions for the offering of 911 emergency telecommunications service.
- (2)** The commission may act on the contract without hearing.
- (3)** Any person may request disapproval of the contract within 20 days of mailing of notice by the commission, specifying reasons for the disapproval in writing. The person may request a hearing by specifying factual issues which are in dispute.

(4) The contract shall be effective immediately on signing and remain effective unless and until disapproved by the commission.

History: Cr. Register, April, 1990, No. 412, eff. 5–1–90.

PSC 173.04 Notice. (1) Any person may request to be placed on a standing list to receive notice of contracts submitted for 911 emergency telecommunications service.

(2) Within 5 days of receipt of a contract for 911 emergency telecommunications service, the commission shall notify by mail all persons on the standing notice list.

History: Cr. Register, April, 1990, No. 412, eff. 5–1–90.

PSC 173.05 Assessment. A telecommunications utility submitting a contract under this chapter shall pay the commission's direct costs of contract approval, unless the utility has an agreement with participating utilities to share this cost.

History: Cr. Register, April, 1990, No. 412, eff. 5–1–90.