

Chapter PSC 170 RADIO COMMON CARRIERS

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PSC 170.01 Purpose. The purpose of this chapter is to set forth requirements for consideration of petitions from radio common carriers requesting qualification as alternative telecommunications utilities.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87.

PSC 170.02 Definitions. (1) “Alternative telecommunications utility” means a utility as defined in s. 196.01 (1d), Stats.

(2) “Radio common carrier” means a telecommunications common carrier as defined in s. 196.01 (5m), Stats.

Note: 1997 Wis. Act 218 repealed s. 196.01 (5m), Stats.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87; **correction in (1) made under s. 13.93 (2m) (b) 7., Stats.**

PSC 170.03 Petition: contents. (1) A one-way or two-way radio common carrier seeking to qualify for status as an alternative telecommunications utility shall file a petition with the commission containing the following information:

- (a) The name and address of the radio common carrier, with the name, title and telephone number of a contact person;
- (b) The geographic market to be served;
- (c) A copy of the petitioner’s license received from the federal communications commission;
- (d) A description of any other telecommunications service offered directly or indirectly in addition to radio common carrier service.

(2) An original and 4 copies of the petition shall be filed with Secretary, Public Service Commission of Wisconsin, P.O. Box 7854, Madison, WI 53707.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87.

PSC 170.04 Determination of status. On receipt of a radio common carrier’s petition for qualification as an alternative telecommunications utility, the commission shall issue a notice of

investigation. No hearing may be held unless there is an assertion by any person, including commission staff, that a factual matter is in dispute. The commission shall issue a determination of status not less than 30 days, nor more than 60 days, after issuance of the notice of investigation, or after hearing, if one is held.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87.

PSC 170.05 Notice of petitions. (1) A person wishing to receive notice of investigation of a radio common carrier’s petition for qualification as an alternative telecommunications utility shall request to be placed on the commission’s standing notice list for radio common carriers.

(2) Requests shall be addressed to Records Management, Public Service Commission of Wisconsin, P.O. Box 7854, Madison, WI 53707.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87.

PSC 170.06 Compliance with statutes. (1) All radio common carriers shall comply with the following sections of ch. 196, Stats.: ss. 196.02, 196.203, 196.25, 196.39, 196.395, 196.40, 196.41, 196.43, 196.44, 196.65 and 196.66, Stats.

(2) A radio common carrier shall not be subject to ch. 201, Stats.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87; **correction in (2) made under s. 13.93 (2m) (b) 7., Stats.**

PSC 170.07 Level of regulation. (1) A radio common carrier which also offers telecommunications services as a reseller shall be subject to ch. PSC 168.

(2) When a public utility offers one-way or two-way radio common carrier service, or both, the commission shall establish the level of regulation for the radio common carrier service on a case-by-case basis.

History: Cr. Register, June, 1987, No. 378, eff. 7-1-87.