

LCB File No. R010-04

**PROPOSED REGULATION OF THE PUBLIC
UTILITIES COMMISSION OF NEVADA**

BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA

In re investigation and rulemaking to consider)
changes to the Commission's regulations as a result) Docket No. 03-8011
of SB 164.)
_____)

NOTICE OF INTENT TO AMEND/REPEAL REGULATIONS;

NOTICE OF WORKSHOP AND NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Public Utilities Commission of Nevada (“Commission”) will hold a WORKSHOP on **Tuesday, February 24, 2004, 9:00 a.m.**, at the offices of the Commission, Hearing Room A, 1150 East William Street, Carson City, Nevada 89701, at which time interested persons may appear and be heard. The workshop may be continued from day to day. The purpose of this workshop is to receive comments from all interested persons regarding changes to the Commission's regulations as a result of Senate Bill (“SB”) 164 passed during the 72nd Regular Session of the Nevada Legislature. Specifically, Section 11 of SB 164 establishes a surcharge for the fund for telecommunication for persons with impaired speech or hearing to be imposed on each access line of each customer to the local exchange of any telephone company providing such lines in this state, and on each personal wireless access line of each customer of any company that provides wireless phone services in this state. The proposed regulations contain additions and deletions to the Commission’s regulations to clarify that the surcharge also applies to personal wireless access lines in accordance with Section 11 of SB 164.

NOTICE IS HEREBY GIVEN that the Public Utilities Commission of Nevada (“Commission”) will hold a HEARING on **Tuesday, February 24, 2004, 9:30 a.m.**, at the offices of the Commission, Hearing Room A, 1150 East William Street, Carson City, Nevada 89701, at which time interested persons may appear and be heard. The hearing may be continued from day to day. The purpose of this hearing is to receive comments from all interested persons regarding the proposed regulations containing additions and deletions to the Commission’s regulations regarding the surcharge for the fund for telecommunication for persons with impaired speech or hearing.

The following information is provided pursuant to the requirements of NRS 233B.0603: The proposed regulations make various additions and deletions to the Commission’s regulations regarding the surcharge for the fund for telecommunication for persons with impaired speech or hearing. The additions and deletions clarify that the surcharge also applies to personal wireless access lines in accordance with Section 11 of SB 164.

The proposed regulations affect all entities that offer or will offer telecommunications services, as well as the customers of such entities. At this time, the Commission cannot quantify either the adverse or beneficial economic effects on the entities affected by the regulation or the public, either immediate or long-term, which may result from the regulation.

The Commission cannot quantify at this time any increase in costs associated with enforcement of these proposed regulations. The regulations do not overlap or duplicate any other state or local federal government regulation, nor do they establish any new fee or increase an existing fee.

Persons wishing to comment upon the proposed action of the Commission may appear at the scheduled public workshop and/or hearing, or address their comments, data, views, or

arguments, in written form, to the Secretary of the Commission, 1150 E. William Street, Carson City, Nevada 89701 or 101 Convention Center Drive, Suite 250, Las Vegas, Nevada 89109.

A copy of this notice and the proposed regulations will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the proposed regulations will be available at the offices of the Commission, at 1150 East William Street, Carson City, Nevada 89701 and 101 Convention Center Drive, Suite 250, Las Vegas, Nevada 89109; and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulations will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adopting any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice has been posted at the county courthouses located in Reno, Carson City, and Las Vegas.

By the Commission,

CRYSTAL JACKSON, Commission Secretary

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**PROPOSED REGULATION OF THE PUBLIC
UTILITIES COMMISSION OF NEVADA**

Docket No. 03-8011

January 2, 2004

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: § 1, NRS 703.025 and 704.210

Section 1. NAC 707.010 is hereby amended to read as follows:

NAC 707.010 Definitions. As used in this chapter, unless the context otherwise requires:

1. “Commission” means the public utilities commission.

2. “Customer” means a person who:

(a) Subscribes to the service of an intraexchange carrier;

(b) Is subject to a fee for the service charged for each line of access per month; and

(c) Is not a carrier.

3. “Intraexchange carrier” means any person providing, for a fee, intrastate

telecommunications within a specified area where local service is provided by a single telephone service having its own switching facilities.

4. “Line of access” means ~~[a switched line to a business, residence, or private branch exchange]~~ *any connection between an end user and an intraexchange carrier in order to relay telecommunications traffic* within the public switched network in Nevada.