

Chapter 704 of NAC

LCB File No. T010-08

PROPOSED TEMPORARY REGULATION OF THE PUBLIC UTILITIES COMMISSION OF NEVADA

BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA

|   |   |                     |
|---|---|---------------------|
| Investigation and rulemaking to adopt, amend, or repeal     | ) |                     |
| regulations pertaining to Chapters 703 and 704 of the       | ) |                     |
| Nevada Administrative Code regarding a regulatory           | ) |                     |
| scheme intended to promote more competition in the          | ) | Docket No. 07-06016 |
| local telephone market, establish the terms, conditions     | ) |                     |
| and procedures under which an incumbent local exchange      | ) |                     |
| carrier may be excused from its obligations as the provider | ) |                     |
| of last resort, and reinstatement of those obligations, and | ) |                     |
| other related utility matters in accordance with Assembly   | ) |                     |
| Bill 518.   | ) |                     |
| _____   | ) |                     |

NOTICE OF INTENT TO ACT UPON A REGULATION, NOTICE OF WORKSHOP AND NOTICE OF HEARING FOR THE ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS OF THE PUBLIC UTILITIES COMMISSION OF NEVADA

On June 6, 2007, the Public Utilities Commission of Nevada (“Commission”) voted to open an investigation and rulemaking docket to consider changes to the Commission's regulations as a result of Assembly Bill (“A.B.”) 518 passed during the 74<sup>th</sup> Regular Session of the Nevada Legislature. Phase V of this docket is being conducted pursuant to A.B. 518 Sec. 91(2). This matter has been designated by the Commission as Docket No. 07-06016.

The Commission will hold a public **WORKSHOP at 9:00 A.M. on MONDAY, DECEMBER 1, 2008**, at the offices of the Commission, Hearing Room A, 1150 East William Street, Carson City, Nevada, 89701 and via videoconference to Hearing Room A, 101 Convention Center Drive, Suite 250, Las Vegas, Nevada, 89109. The purpose of the workshop

is to solicit comments from all interested persons on the proposed regulations which establish eligibility requirements for competitive suppliers that are providers of last resort to apply to receive payments from the fund to maintain the availability of telephone service based on the need of such competitive suppliers for funding to maintain the availability of telephone service to rural, insular and high-cost areas.

The Commission will hold a public **HEARING at 9:00 A.M. on FRIDAY, DECEMBER 5, 2008**, at the offices of the Commission, Hearing Room A, 1150 East William Street, Carson City, Nevada, 89701 and via videoconference to Hearing Room A, 101 Convention Center Drive, Suite 250, Las Vegas, Nevada, 89109. The purpose of the hearing is to receive comments from all interested persons regarding the adoption, amendment, and repeal of regulations to establish the eligibility requirements for competitive suppliers that are providers of last resort to apply to receive payments from the fund to maintain the availability of telephone service based on the need of such competitive suppliers for funding to maintain the availability of telephone service to rural, insular and high-cost areas. If no person who is directly affected by the proposed regulations appears at the hearing to request time to make an oral presentation, the Commission may proceed to act upon any written submissions.

The following information is provided pursuant to the requirements of NRS 233B.0603:

The proposed regulations are needed to establish the eligibility requirements for competitive suppliers that are providers of last resort to apply to receive payments from the fund to maintain the availability of telephone service based on the need of such competitive suppliers for funding to maintain the availability of telephone service to rural, insular and high-cost areas. The proposed regulations are also needed to increase the rate of lifeline eligibility pursuant to 704.6873(3)(a).

The proposed regulations are expected to have beneficial immediate and long-term economic effects on the businesses that they are to regulate and on the public by making high-

cost funding accessible to competitive suppliers that are providers of last resort, and by making more customers eligible for Lifeline service.

The Commission will use the simplified Delphi method in determining the impact on small businesses, whereby experts review the text of the proposed regulations and determine the likely impact of the proposed regulations on small businesses. These experts share their responses with each other and form a consensus view.

There will be no additional cost to the Commission for the enforcement of the proposed regulations.

The proposed regulations do not overlap or duplicate any federal, state, or local regulations.

The proposed regulations are not required pursuant to federal law.

The proposed regulations are not more stringent than a federal regulation that regulates the same activity.

The proposed regulations do not 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 workshop and hearing or may address their comments, data, views, or arguments in written form to the Commission at 1150 East William Street, Carson City, Nevada, 89701 or 101 Convention Center Drive, Suite 250, Las Vegas, Nevada, 89109 on or before **FRIDAY, NOVEMBER 21, 2008**.

A copy of this notice and the proposed regulations to be adopted, amended, or repealed 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 to be adopted, amended, or repealed are on file and available for public viewing at

