

Bill No. SB 2068

Barcode 952082

CHAMBER ACTION

Senate

House

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The Committee on Communications and Public Utilities
(Constantine) recommended the following **amendment to amendment**
(105484):

Senate Amendment (with title amendment)

On page 11, before line 1,

insert:

Section 9. Subsection (1) of section 364.335, Florida
Statutes, is amended to read:

364.335 Application for certificate.--

(1) Each applicant for a certificate shall:

(a) Provide all information required by rule or order
of the commission, which may include a detailed inquiry into
the ability of the applicant to provide service, a detailed
inquiry into the territory and facilities involved, and a
detailed inquiry into the existence of service from other
sources within geographical proximity to the territory applied
for.

(b) File with the commission schedules showing all
rates for service of every kind furnished by it and all rules

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1 and contracts relating to such service.

2 (c) File the application fee required by the
3 commission in an amount not to exceed ~~\$500~~^{\$250}. Such fees
4 shall be deposited in accordance with s. 350.113.

5 (d) Submit an affidavit that the applicant has caused
6 notice of its application to be given to such persons and in
7 such manner as may be prescribed by commission rule.

8 Section 10. Section 364.336, Florida Statutes, is
9 amended to read:

10 364.336 Regulatory assessment fees.--

11 Notwithstanding any provisions of law to the contrary,
12 each telecommunications company licensed or operating under
13 this chapter, for any part of the preceding 6-month period,
14 shall pay to the commission, within 30 days following the end
15 of each 6-month period, a fee that may not exceed 0.25 percent
16 annually of its gross operating revenues derived from
17 intrastate business, except, for purposes of this section and
18 the fee specified in s. 350.113(3), any amount paid to another
19 telecommunications company for the use of any
20 telecommunications network shall be deducted from the gross
21 operating revenue for purposes of computing the fee due. The
22 commission shall by rule assess a minimum fee in an amount up
23 to \$1,000. The minimum amount may be different depending on
24 the type of service provided by the telecommunications
25 company, and shall, to the extent practicable, be related to
26 the cost of regulating such type of company. Differences, if
27 any, between the amount paid in any 6-month period and the
28 amount actually determined by the commission to be due shall,
29 upon motion by the commission, be immediately paid or
30 refunded. Fees under this section may not be less than \$50
31 annually. Such fees shall be deposited in accordance with s.

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1 350.113. The commission may by rule establish criteria for
2 payment of the regulatory assessment fee on an annual basis
3 rather than on a semiannual basis.

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5 (Redesignate subsequent sections.)
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8 ===== T I T L E A M E N D M E N T =====

9 And the title is amended as follows:

10 On page 20, line 7, after "services;"

11
12 insert:

13 amending s. 364.335, F.S., increasing to \$500
14 from \$250 the maximum allowable filing fee for
15 certification of telecommunications carriers;
16 amending s. 364.336, F.S., authorizing the
17 Public Service Commission to establish a
18 minimum fee of up to \$1,000; authorizing
19 different fees for different types of services
20 provided by telecommunications companies;

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