

TO BE RESCINDED

4901:1-6-23 **Alternative operator services including secured inmate facility services.**

Rule 4901:1-6-23 of the Administrative Code, applies to all telephone companies, including all ILECs whether the ILEC is subject to a qualifying alternative regulation plan or not.

Preceding the maximum operator-assisted surcharges set forth in the text of the proposed tariff, as well as preceding the operator-assisted surcharges set forth in the price list attached to the proposed tariff, the service provider must insert a statement which specifies whether the rates as set forth apply to the provider's provision of traditional operator services, alternative operator services (AOS), or both.

(A) Definitions

- (1) AOS are those services provided by the provider in which the customer and the end user are totally separate entities. The provider contracts with the customer to provide the AOS; however, the provider does not directly contract with the end user to provide the services even though it is the end user who actually pays for the processing of the operator-assisted calls. These do not include coin-sent calls.
- (2) Traditional operator services are those services provided by the provider in which the end user has a customer relationship with the provider, the provider contracts with the customer/end user to provide the services, and the customer/end user pays for the actual processing of the operator-assisted calls.

(B) AOS service parameters

(1) Local operator-assisted calls:

For local operator-assisted calls, both live and automated, the AOS provider shall not charge the billed party more than the ILEC's price list rates for traditional local operator-assisted calls in the same exchange. This requirement includes both the local usage rate (either flat-rate per call or a minute-of-use rate per call) and applicable operator surcharges. The minutes-of-use rate for a local call shall be no higher than the rates for MTS identified in paragraph (B)(2) of this rule.

(2) MTS provided in conjunction with AOS:

For intraLATA and interLATA, intrastate toll service calls, each AOS

provider must apply one of the following MTS price ceilings to the MTS provided in conjunction with AOS:

Mileage Band	Initial Minute	Each Additional Minute
1 - 10	\$0.32	\$0.16
11 - 22	\$0.40	\$0.22
23 - 55	\$0.48	\$0.28
56 - 125	\$0.57	\$0.37
125 - end	\$0.58	\$0.39
or		
\$0.36 per minute of use		

(3) For intraLATA and interLATA, intrastate toll service calls, each AOS provider's maximum operator-assisted rates shall be no more than:

(a) One dollar seventy cents for customer-dialed calling card calls.

(b) Two dollars fifty cents for operator-handled calls.

(c) Four dollars eighty cents for person-to-person calls.

(4) Notice of any change in the rates stated above, whether it be upward or downward, must be maintained in the company's tariff (via its website or its tariff on file with the commission), on or before the effective date.

(C) Secured inmate facilities:

The following provisions apply to those operator service providers (OSPs) providing service to a secured inmate facility where the originating caller does not have access to other OSPs for the call from the secured inmate facility.

(1) Local operator-assisted calls: .

For local operator-assisted calls, the AOS provider serving secured inmate

facilities shall not charge the billed party more than two dollars and fifty cents for the operator-handled portion of the call and the local usage will be capped at the rates identified in paragraph (B)(2)(a) of this rule.

(2) IntraLATA and interLATA intrastate toll service calls: .

For intraLATA and interLATA intrastate toll service calls, the AOS provider serving secured inmate facilities shall not charge the billed party more than two dollars and fifty cents for the operator-handled portion of the call and the toll usage will be capped at the rates identified in paragraph (B)(2)(b) of this rule.

- (D) The AOS providers shall not charge end users surcharges in addition to the price list rates for MTS and operator-assisted surcharges set forth in the AOS providers' tariffs. This restriction means that no surcharges, including but not limited to, bill rendering charges and any additional surcharge which a host facility may request the AOS provider to bill an end user, may be levied by the AOS provider on the end user. Any surcharges imposed by a host facility are to be billed separately by the host facility.
- (E) AOS and secured inmate facility services are not subject to either tier one or tier two regulatory treatment, but rather will remain subject to the provisions of these rules and the applicable provisions adopted by the commission in case no. 88-560-TP-COI.

Effective:

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Certification

Date

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