

4901:1-6-36

Telecommunication relay services assessment procedures.

- (A) This rule is limited to the commission's administration and enforcement of the assessment for the intrastate telecommunications relay service (TRS) in accordance with section 4905.84 of the Revised Code.
- (B) For the purpose of funding the TRS, the commission will collect an assessment to pay for the costs incurred by the TRS provider for providing the service in Ohio, from each service provider that is required under federal law to provide its customers access to TRS.
- (C) Each service provider to which paragraph (B) of this rule applies will be assessed by the commission by taking the TRS appropriation and performing a reconciliation to account for over collected or under collected monies from the previous year to obtain the total amount to be assessed which is then divided by the total number of lines reported on the TRS reports for that year resulting in a rate per line. The rate per line is then multiplied by the number of lines per service provider, as reported on the annual TRS reports, which results in a billed amount per company. In accordance with division (C) of section 4905.84 of the Revised Code, the billed amount will necessarily vary by year as the appropriation amount, number of service providers, and number of lines in service change per year.
- (D) To determine the assessment amount owed by each provider the commission staff should use the number of voice-grade, end user access lines, or their equivalent, as reflected in each provider's most recent federal communications commission form 477, where applicable. All providers are to submit to the commission staff, on a semi-annual basis, a completed form, as prescribed by the commission staff, which contains the number of the provider's retail customer access lines or their equivalent.
- (E) Sixty days prior to the date each service provider is required to make its assessment payment in accordance with paragraph (C) of this rule, the commission staff will notify each service provider of its proportionate share of the costs to compensate the TRS provider.
- (F) Any telephone company, other than a wireless service provider, that proposes a customer billing surcharge or a change in the surcharge should file a zero-day notice filing (ZTA) with the commission, in accordance with rule 4901:1-6-04 of the Administrative Code. The ZTA will take effect on the same day the filing is made in accordance with paragraph (B) of rule 4901:1-6-05 of the Administrative Code. Each regulated provider imposing a surcharge on its customers will provide notice to its customers a minimum of fifteen days prior to the effective date of the surcharge in accordance with rule 4901:1-6-07 of the Administrative Code.

- (G) The commission may direct the attorney general to bring an action for immediate injunction or other appropriate relief to enforce commission orders and to secure immediate compliance with this rule.

Five Year Review (FYR) Dates: 9/19/2024 and 09/19/2029

CERTIFIED ELECTRONICALLY

Certification

09/19/2024

Date

Promulgated Under: 111.15
Statutory Authority: 4905.84, 4901.13
Rule Amplifies: 4905.84, 4927.15
Prior Effective Dates: 01/20/2011, 08/27/2018, 08/31/2023