



BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN THE MATTER OF:

GTA Docket 16-01

E-911 FISCAL 2015 SURCHARGE
[Revision of PUC Orders: Deletion of
Maximum/Cap of Twenty-Five (25)
Access Lines or Account Numbers
per account bill for "911 Surcharge"]

ORDER

INTRODUCTION

1. This matter comes before the Guam Public Utilities Commission [“PUC”] upon the E-911 Fiscal 2015 Surcharge Summary prepared by PUC Consultant Slater, Nakamura & Co, LLC, [“Slater”] filed on or about March 14, 2016.¹

BACKGROUND

2. In its E-911 Fiscal 2015 Surcharge Summary, Slater has made certain Findings and Recommendations to the PUC for action.²
3. In particular, Slater recommends that “the PUC review its Orders relative to the collection of surcharges on exempt lines to make sure that they comply with current law, including Public Law 32-096, which removed the 25- line cap on single bill accounts.”³
4. The original law authorizing the E-911 Surcharge required the Commission to establish a rate per month per access line, “up to a maximum of twenty-five (25) access lines per account bill rendered for local exchange telephone services with a similar amount per month per account number for commercial mobile radio service up to a maximum of twenty-five (25) account numbers per account bill rendered per month.”⁴ (emphasis added).
5. In Public Law 32-096, enacted on November 27, 2013, the caps of twenty-five (25) access lines per account bill rendered for local exchange telephone service and

¹ Slater, Nakamura & Co., LLC, GTA Docket 16-01, E-911 Fiscal 2015 Surcharge Summary, filed on March 14, 2016.

² Id. at pgs. 5-8.

³ Id. at p. 7.

⁴ Public Law No. 25-55, enacted on June 30, 1999, Section 2(c).

twenty-five (25) account numbers for commercial mobile radio service per account bill were deleted.⁵

6. On May 18, 2016, PUC Counsel filed his Report herein.⁶ The PUC adopts his recommendation, and that of Slater, that prior Orders of the PUC, relative to the collection of surcharges up to a maximum/cap of twenty-five lines or account numbers on single bill accounts, be amended to eliminate such cap/maximum.

DETERMINATIONS

7. In accordance with Public Law No. 32-096, the PUC should delete the references in Paragraph 1.d. of the PUC Order dated October 5, 1999 in Docket 99-10 relative to a maximum of 25 access lines or account numbers per account bill rendered.
8. PUC should also delete references in Section 1-Introduction, and Section 2 of the PUC Order dated June 24, 2002 in Docket 99-10 relative to a maximum of 25 access lines or account numbers per account bill rendered.⁷

ORDERING PROVISIONS

After review of the record herein, including the Slater, Nakamura FY 2015 E-911 Surcharge Summary and the PUC Counsel Report, for good cause shown, on motion duly made, seconded and carried by the undersigned Commissioners, the Guam Public Utilities Commission **HEREBY ORDERS** that:

1. The PUC Counsel Report dated May 18, 2016, is adopted and approved.
2. Paragraph 1.d. of the PUC Order dated October 5, 1999, in Docket 99-10, is amended as follows:

“The surcharge shall apply equally to each eligible local exchange line [business or commercial] and to each active CMRS account number.”
3. Section 1-Introduction, of the PUC Order dated June 24, 2002, in Docket 99-10, is amended as follows:

“By Order dated October 5, 1999, the Commission established a one-dollar per month surcharge, which Collections Agents are responsible to

⁵ Public Law No. 32-096, enacted on November 27, 2013, Section 1[which amends Section 2(c) of Public Law 25-55].

⁶ PUC Counsel Report, GTA Docket 16-01, dated May 18, 2016.

⁷ PUC Order, Docket 99-10, dated June 24, 2002.

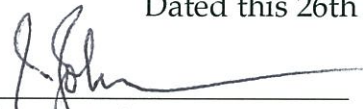
bill to each non-exempt subscriber access line. Collection Agents must remit their surcharge collections to DOA within 45 days after the end of the month in which they are collected."

4. Section 2b. of the PUC Order dated June 24, 2002, in Docket 99-10, is amended as follows:


"Collection Agents shall charge a monthly 911 Surcharge ["Surcharge"] of one dollar per subscribed access line for each calendar month or portion thereof that an access line is subscribed. The Surcharge shall be billed as a separate line item on customer bills."

5. GTA is ordered to pay the Commission's regulatory fees and expenses, including, without limitation, consulting and counsel fees and the fees and expenses of conducting the hearing proceedings, from the Enhanced 911 Emergency Reporting System Fund. Assessment of PUC's regulatory fees and expenses is authorized pursuant to 12 GCA §§12103(b) and 12125(b), and Rule 40 of the Rules of Practice and Procedure before the Public Utilities Commission.

Dated this 26th day of May, 2016.



Jeffrey C. Johnson
Chairman




Rowena E. Perez
Commissioner



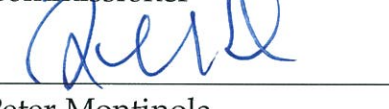
Michael A. Pangelinan
Commissioner



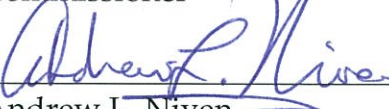
Filomena M. Cantoria
Commissioner



Joseph M. McDonald
Commissioner



Peter Montinola
Commissioner



Andrew L. Niven
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