BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

----- In the Matter of ----- PUBLIC UTILITIES COMMISSION Instituting an Investigation into the Carrier Contribution Factor and Telecommunications Relay Services Fund Size for the period of July 1, 2007 through June 30, 2008.	DOCKET NO. 2007-0113

DECISION AND ORDER NO. 23481

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DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

Filed June 7, 2007

At 9 o'clock A .M.

Karen Higashi

Chief Clerk of the Commission

BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

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PUBLIC UTILITIES COMMISSION	Docket No. 2007-0113
Instituting an Investigation into the Carrier Contribution Factor and Telecommunications Relay Services Fund Size for the period of July 1, 2007 through June 30, 2008.	Decision and Order No. 23481

DECISION AND ORDER

By this Order, the commission establishes the Telecommunications Relay Services ("TRS") carrier contribution factor for the period July 1, 2007 to June 30, 2008 (the "Period") at 0.0008, and establishes the projected TRS fund size for the Period at approximately $531,487.

I.

Background

On May 23, 2003, the commission issued Order No. 20193 in Docket No. 03-0058 ("Order No. 20193"), which, among other things, ordered: (1) every telecommunications carrier providing intrastate telecommunications service in the State to contract with Sprint[1] for the provision of TRS for the period beginning

[1]In Docket No. 03-0058, the commission selected Sprint Communications Co., LP ("Sprint") as the exclusive provider of intrastate TRS within the State of Hawaii ("State") from July 1, 2003 to June 30, 2006. See Decision and Order No. 20163, filed on April 30 2003, in Docket No. 03-0058;

July 1, 2003 to June 30, 2006; (2) carrier contributions to the TRS fund shall be based upon carriers' gross operating revenues from the retail provision of intrastate telecommunications services during the preceding calendar year; (3) contributions to the TRS fund shall be calculated as the product of the carriers' gross operating revenues from the retail provision of intrastate telecommunications services during the preceding calendar year, which is subject to investigation by the commission, and a contribution factor determined annually by the commission; and (4) the annual TRS funding period commences on July 1st and ends June 30th of each year.

II.

Investigation

By Order No. 23416, filed on May 4, 2007 ("Order No. 23416") the commission initiated the instant proceeding to examine whether to modify the TRS carrier contribution factor and fund size for the Period, established in accordance with Order No. 20193, and updated by Order No. 21049, filed on June 10, 2004, in Docket No. 04-0070, by Order No. 21847, filed on May 31, 2005, in Docket No. 05-0088, and by Order No. 22464, filed on May 12, 2006, in Docket No. 2006-0126. Specifically, in Order No. 23416, the commission proposed to reduce the existing carrier contribution

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Order No. 20193. By Order No. 22438, filed on May 1, 2006, in Docket No. 03-0058, the commission extended Sprint's provision of TRS for an additional two years (from July 1, 2006 to June 30, 2008), and approved a price increase for Sprint's services under the extended period.

factor to 0.0008. The commission also proposed a fund size of approximately $531,487 for the Period, which represents an approximate six-month operating reserve for the fund.

The commission served copies of Order No. 23416 on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"),[2] Sprint, and all chartered, certificated, and registered telecommunications carriers in the State, except payphone providers,[3] at their mailing addresses on file with the commission to solicit written comments. The deadline for written comments to the proposals was May 14, 2007. As of the date of this Decision and Order, no written comments were filed with the commission on any of the commission's proposals.

Upon review, the commission finds the proposals in Order No. 23416 to be reasonable and in the public interest. Accordingly, the carrier contribution factor for the Period shall be 0.0008 and the projected TRS fund size for the Period shall be established at approximately $531,487.

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[2]The Consumer Advocate is statutorily mandated to represent, protect, and advance the interests of all consumers of utility service and is an *ex officio* party to any proceeding before the commission. See Hawaii Revised Statutes ("HRS") § 269-51 and Hawaii Administrative Rules ("HAR") § 6-61-62.

[3]In Order No. 20193, the commission specifically excluded payphone providers from contributing to the TRS fund.

III.

Orders

THE COMMISSION ORDERS:

1. The contribution factor for the Period (July 1, 2007 to June 30, 2008) shall be 0.0008. The projected TRS fund size for the Period shall be approximately $531,487.

2. Each carrier shall complete and submit a TRS Reporting Worksheet, attached to this Order as Exhibit "A".

3. Annual contributions are due July 26th of each year; carriers who owe contributions of $1,200 or more may pay in twelve equal monthly installments, due on the 26th of each month, provided that they submit their TRS Reporting Worksheet by July 26th of each year.

4. Carriers reporting $10,000 or less in gross intrastate retail revenues shall contribute at least $8.00 for the period July 1, 2007 to June 30, 2008.

5. Every carrier, except Commercial Mobile Radio Service ("CMRS") providers, shall comply with the 30-day notice requirement of HRS § 269-16(b) and HAR § 6-80-40(b) for any TRS surcharge imposed on its customers, both residential and business, to recover the amount of its contribution. CMRS providers shall place information on their TRS surcharges on their websites, consistent with Decision and Order No. 20890, filed on April 7, 2004, in Docket No. 03-0186.

6. Order No. 20193, filed on May 23, 2003, in Docket No. 03-0058, is amended consistent with the terms and

conditions of this Decision and Order. In all other respects, Order No. 20193 remains unchanged.

DONE at Honolulu, Hawaii JUN - 7 2007.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By John E. Cole
John E. Cole, Commissioner

APPROVED AS TO FORM:

Jodi Yi
Jodi L. K. Yi
Commission Counsel

2007-0113.eh

State of Hawaii
Public Utilities Commission
Telecommunications Relay Services
Carrier Remittance Worksheet
For the Period July 1, 20___ - June 30, 20___

SECTION A	CARRIER IDENTIFICATION
Date:	
Company Name:	
Mailing Address:	
Email Address:	

SECTION B REMITTANCE CALCULATION	
1. Gross Revenues (Based on Prior Calendar Year) (e.g., Current year is 20X7; Report revenues from 20X6) (Amount should match gross revenues reported for Hawaii PUC Fee purposes, HRS § 269-30)	
2. Less: Revenue Adjustments (describe, see Section E)	< >
3. Gross Intrastate Retail Revenues	
4. Hawaii TRS Contribution Factor	**.0008**
5. Gross Hawaii TRS Assessment (line 3 x line 4)	
6. Greater of line 5 or $8.00 (minimum due)	

If Line 6 is less than $1,200, this is your annual contribution to the TRS Fund for the period beginning July 1st of the current year to June 30th of the following year. Please pay the amount on line 6, in full, by July 26th of the current year. Send your remittance with a copy of this worksheet to the address listed below.

If Line 6 is $1,200 or more, continue to line 7 below.

SECTION C MONTHLY CONTRIBUTION	
7. Divide line 6 by 12	

Line 7 is your first monthly contribution to the TRS Fund, for the period beginning July 1st of the current year to June 30th of the following year. Send your 1st monthly remittance with a copy of this worksheet to the address listed below. Please pay the amount on line 7 by July 26th. Solix Inc. (fka NECA Services, Inc.) will then send you a bill for the remaining eleven monthly payments.

SECTION D CERTIFICATION

Under penalties as provided by law, I certify that I am duly authorized to verify the foregoing information contained herein and that the information is true and correct to the best of my knowledge and belief.

Date	Officer Name	Officer Signature	Officer Title
Date	Contact Name	Contact Phone	Contact Title

Questions??? **Hawaii TRS Administrator** Solix Inc. 100 S. Jefferson Road Whippany, NJ 07981 Phone (973) 581-5234 Fax (973) 599-6504	**Make checks payable to** **"Hawaii TRS"** **and send with worksheet to:** Attn: Hawaii TRS Administrator Solix Inc. 100 S. Jefferson Road Whippany, NJ 07981

SECTION E	DETAILS CONCERNING REVENUE ADJUSTMENT(S)
If revenue adjustment(s) are not explained here, amounts deducted will be disallowed and proposed assessments may be prepared against you.	

Describe amounts deducted from Gross Revenues to obtain Gross Intrastate Retail Revenues (list):	Amount
1.	
2.	
3.	
4.	
5.	
6.	
7.	
8.	
9.	
10.	
TOTAL	

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23481 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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