

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of a Proposed Amendment)
to 4 CSR 240-3.545) **Case No. TX-2006-0429**

NOTICE OF FINDING OF NECESSITY
AND OPENING NEW CASE

Issue Date: May 11, 2006

Pursuant to Section 536.016, RSMo 2000, a state agency is required to find that a proposed rule is necessary to carry out the purposes of the statute that granted the rulemaking authority. Based on discussions at the Commission's Agenda sessions held on April 20 and May 4, 2006, and the Staff affidavit filed with this notice, the Commission finds that a rule allowing a one day's notice for any competitive telecommunications service rate decrease may be necessary to carry out the purposes in Section 392.500, RSMo.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Colleen M. Dale, Chief Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri
on this 11th day of May, 2006.

AFFIDAVIT

STATE OF MISSOURI)
)
COUNTY OF COLE)

I, Natelle Dietrich, Regulatory Economist in the Missouri Public Service Commission's Telecommunications Department, being of lawful age, and being duly sworn on my oath state:

Currently, Commission Rule 4 CSR 240-3.545(16) permits proposed decreases in rates or charges for any competitive telecommunications service after seven days' notice to the Commission.

The proposed amendment reflects that Senate Bill 237 amended Section 392.500 RSMo to allow such rate decreases on one day's notice.

The proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate and will not cost private entities more than \$500 in the aggregate.



Natelle Dietrich
Regulatory Economist III
Missouri Public Service Commission

Subscribed and sworn to before me this 10th day of May, 2006.


NOTARY PUBLIC



DAWN L. HAKE
My Commission Expires
March 16, 2009
Cole County
Commission #05407643