

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 26, 2002**

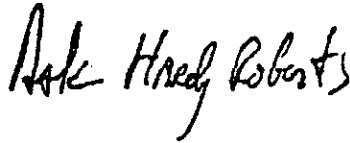
CASE NO: TX-2002-460

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Enclosed find certified copy of a ORDER in the above-numbered case(s).

Sincerely,

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, flowing style.

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

Uncertified Copies:

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a Session of the Public Service
Commission held at its office in
Jefferson City on the 26th day of
March, 2002.

In the Matter of a Proposed Amendment to
Rule 4 CSR 240.33.050(4) –
Telecommunications Service and Billing
Practices: Residential Customer Inquiries

)
)
)
)

Case No. TX-2002-460

ORDER FINDING NECESSITY FOR RULEMAKING

On January 25, 2001, in Case No. TO-98-329, the Staff of the Commission, on behalf of all the parties to that case, filed a proposal for the low income/disabled portion of the Missouri Universal Service Fund. Staff identified several rule changes and additions necessary to implement this proposal. There are no disputed issues among the parties to Case No. TO-98-329 regarding the need for and structure of a low income/disabled fund. In its Report and Order Establishing Low Income/Disabled Fund in Case No. TO-98-329, the Commission adopted the proposal. The parties identified the following addition to 4 CSR 240-33.060(2) as necessary to implement the low income/disabled portion of the fund:

(J) Where provided, a prominent description of Lifeline and Link-up services.

Pursuant to Section 536.016, RSMo 2000, a state agency is required to find, based upon substantial evidence on the record, that a proposed rule is necessary to carry out the purposes of the statute that granted the rulemaking authority. Based upon its findings in

Case No. TO-98-329, incorporated herein by reference, the Commission finds that a change to the Service and Billing Practices for Telecommunications Companies rule (specifically, 4 CSR 240.33.060) is necessary to carry out the purposes of Section 386.210 *et seq.* and Section 392.010 *et seq.*, RSMo 2000.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission is directed to proceed expeditiously with the necessary procedures of the Commission and applicable procedures of administrative rulemaking toward the end of the Commission promulgating the rule change discussed herein.

2. That this order shall become effective on April 5, 2002.

BY THE COMMISSION



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

(S E A L)

Simmons, Ch., Lumpe, Gaw and Forbis, CC., concur
Murray, C., absent

Mills, Deputy Chief Regulatory Law Judge

ALJ/Secretary: Mills/Bryce

3-19
Date Circulated

TX-2002-460
CASE NO.

KS
Simmons, Chair

dm - absent
Murray, Commissioner

SL
Lumpe, Commissioner

7/6
Gaw, Commissioner

RF
Forbis, Commissioner

3-26
Agenda Date

Action taken: 4-0 AS

Must Vote Not Later Than _____

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 26th day of March 2002 .

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

