

**Title 4--DEPARTMENT OF  
ECONOMIC DEVELOPMENT  
Division 240--Public Service Commission  
Chapter 2--Practice and Procedure**

**PROPOSED RULE**

**4 CSR 240-2.062 Required Notices for Telecommunications Companies and IVolP or Video Service Providers**

***PURPOSE: This rule reflects the change in Section 392.420, RSMo, which provides that the Public Service Commission no longer has the authority to apply or enforce the provisions of Sections 392.270 through 392.340 in certain instances. Specifically, the Commission will no longer approve name changes or company reorganizations for telecommunications companies. The proposed rule replaces the application processes with notice requirements and specifies how video and IVolP service providers should notify the commission of name changes.***

**(1) A telecommunications company that changes its name shall submit a letter to the commission notifying it of the change of name. The notice shall include:**

**(A) A statement, clearly setting out both the old name and the new name;**  
**(B) Evidence of registration of the name change with the Missouri secretary of state;**

**(C) A copy of the notice sent to customers to inform them of the name change at or before the next billing cycle after any name change; and**

**(D) An adoption notice and revised tariff title sheet reflecting the new name, to be effective ten days after the filing thereof. The adoption notice shall be substantially as follows: "The (name of telecommunications company) hereby adopts, ratifies, and makes its own, in every respect as if the same had been originally filed by it, all tariffs filed with the Public Service Commission, State of Missouri, by the (name of telecommunications company) prior to (date)."**

**(2) A telecommunications company that reorganizes through a merger, asset sale, etc., shall submit a letter to the commission that describes the mechanics of the reorganization, as well as the following:**

**(A) If the company changes its name or adopts a fictitious name, all of the information required in section (1) above;**

**(B) A request to cancel any certificates or tariffs that will no longer be used (if applicable); and**

**(C) A statement that the company has reviewed its contacts in the commission's Electronic Filing and Information System (EFIS) and that they have been updated to reflect the reorganization.**

(3) A provider of video service or interconnected voice over internet protocol (IVoIP) service that changes its name shall notify the commission of that change. Notice may be made by one of the following methods:

- (A) Sending a letter to the commission as set forth in section (1) above; or
- (B) Submitting a Notice of Change Form; or
- (C) Submitting a revised Application Form.

(4) Notwithstanding any other provision of Chapter 2 and Chapter 3 of these rules, items required by this rule may be submitted by a nonattorney.

**AUTHORITY:** sections 386.250 and 386.410, RSMo 2000 and 392.420, RSMo Supp. 2009. Original rule filed \_\_\_\_\_.

*PUBLIC ENTITY COST:* This proposed rule is estimated to cost state agencies or political subdivisions one-thousand five-hundred thirty-one dollars (\$1531) per year for the life of the rule.

*PRIVATE ENTITY COST:* This proposed rule is estimated to cost private entities more nine-thousand two-hundred fifty dollars (\$9250) in the aggregate per year for the life of the rule.

**NOTICE TO SUBMIT COMMENTS AND NOTICE OF PUBLIC HEARING:** Anyone may file comments in support of or in opposition to this proposed rule with the Missouri Public Service Commission, Steven C. Reed, Secretary of the Commission, P. O. Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the Commission's offices within thirty (30) days after publication of this notice in the Missouri Register and should include a reference to Commission Case No. AX-2011-0094. Comments may also be submitted via a filing using the Commission's electronic filing and information system at <http://www.psc.mo.gov/case-filing-information>. A public hearing regarding this proposed rule is scheduled for \_\_\_\_\_, at \_\_\_\_\_ a.m., in Room \_\_\_\_\_ of the commission's offices in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. Interested persons may appear at this hearing to submit additional comments and/or testimony in support of or in opposition to this proposed rule, and may be asked to respond to commission questions. Any persons with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one (1) of the following numbers: Consumer Services Hotline 1-800-392-4211 (voice) or Relay Missouri at 711.