



MEMORANDUM

TO: Jeff Jones, Chief, Telecommunications Section, Public Utilities Commission of Ohio

FROM: Meredith Rockwell, Regulatory Policy Advocate

DATE: November 21, 2012

RE: **CSI Review – 9-1-1 Service Program (OAC Chapter 4901:1-8)**

On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of four amended rules and two no-change rules. The rules together comprise OAC Chapter 4901:1-8, which sets forth requirements for the provision of 9-1-1 service and enhanced 9-1-1 service, specifically the delivery of a wireless 9-1-1 call with callback number and identification of the cell tower from which the call originated, in addition to the local coordinates of the caller. The rules apply to all regulated telephone companies, including wireless carriers.

The Public Utilities Commission of Ohio (PUCO) held a workshop to obtain input from stakeholders on this package. Only two parties appeared at the workshop, and neither had any comments for this set of rules. Additionally, during the public comment period held after this package was filed with the CSI Office, no comments were received.

The PUCO has identified the adverse impact to businesses created by these rules to be primarily time expended for compliance. The rules require various documents be filed with the PUCO, as well as certain reports to be made about service. The PUCO justifies this impact by stating that it

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ensures adequate and reliable 9-1-1 service and enhanced 9-1-1 service to customers. Additionally, many of the requirements found in the regulation are specified in the ORC.

The rules provide some flexibility to the regulated community, as any party may file an application to have any requirement of the chapter waived, unless such requirement is specified in the ORC (OAC 4901:1-8-02).

Recommendations

For the reasons stated above, the CSI Office has no recommendations for this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Commission should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc: Elizabeth Stevens, Legal Director, Public Utilities Commission of Ohio

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Summary: Memorandum Response from the Common Sense Initiative Office concerning the 9-1-1 service program rules, Chapter 4901:1-8, O.A.C. electronically filed by Mr. Jeffrey R Jones on behalf of Public Utilities Commission of Ohio