

Repeal R746-360, R746-341, and R746-343; Enact R746-8

EXISTING RULE NUMBER	NEW RULE NUMBER	Section Name	Summary of change
746-360	746-8	Section Title	The word "Utah" added at the beginning of the title, and the acronym "UUSF" added at the end of the title.
746-360-1	746-8-100	Authority, Purpose, and Organization	Reworded. New section created to set forth the subsections.
746-360-2	746-8-200	Definitions	Lengthy paragraphs reorganized according to statutory numbering system. <ul style="list-style-type: none"> • Definition of "basic telecommunication service" deleted as duplicative of Utah Code § 54-8b-2(2). • Definitions of "net fund distribution" and "net fund contribution" deleted as necessary. • Definition of "total revenue" deleted as duplicative of § 54-8b-10(3)(c)(ii). • Definition of "eligible telecommunications carrier" included. Provider required to obtain a CPCN in order to be considered an ETC for purposes of state Lifeline support. • Definition of "group depreciation methodology" included. • Definition of "household" included. • Definition of "Lifeline subscriber" included.
746-360-3		Duties of Administrator	Deleted—internal Commission/Division procedures not required to be included in rule
746-360-4	746-8-300	UUSF Funding	746-8-301: Calculation and Application of UUSF Surcharge. Per-line surcharge requirement included, as proposed for implementation on 08/01/2017 through DAR filing 41644.
746-360-5			746-8-302: UUSF Surcharge Remittances: Reworded and reorganized. Threshold for requiring monthly remittance changed from \$10 per month to \$1,000 per month. Amended to apply a single remittance scheme to all providers, whether they receive UUSF or not.
746-360-6 and 8	746-8-400	UUSF Distributions	746-8-401: Rate-of-return Regulated Incumbent Providers: Reworded and reorganized. Deleted language governing how rate of return is calculated; replaced with the FCC's rate schedule from July 1, 2016 through July 1, 2021. Division required to adjust each ILEC's distribution yearly, according to the FCC rate schedule. Any depreciation calculation, regardless of methodology, required to result in each individual unit of property being depreciated at an even rate and over the full period of time prescribed in the provider's Commission-approved depreciation schedules.
746-360-7			746-8-402: Non-rate-of-return Regulated Incumbent Providers: Placeholder.
746-360-8B; 746-341			746-8-403: Lifeline Support: Reorganized and reworded. Deleted language requiring compliance with federal regulations, as such requirement is embedded in the obligation to hold an ETC designation. Subscriber eligibility must be verified through FCC's national verifier. Therefore, wireless providers will not be able to collect the state subsidy until February 2018, at the earliest. A Lifeline service that provides voice and broadband is eligible for more support than is a service that provides broadband only.

746-360-9			746-8-404: One-time UUSF Distribution: Placeholder
746-360-10 and 11			Deleted.
746-343			746-8-405: UUSF Support for Deaf, Hard of Hearing, or Severely Speech Impaired Person: Reorganized and reworded. Sections that do not set forth requirements that apply to recipients are deleted. 746-8-405a: New Technology Equipment Distribution Program (NTEDP): Term "hearing impaired" changed to "hard of hearing".