

**FILED**  
SEP 15 2017

**BEFORE THE CORPORATION COMMISSION OF OKLAHOMA**

COURT CLERK'S OFFICE - OKC  
CORPORATION COMMISSION  
OF OKLAHOMA

IN THE MATTER OF A PERMANENT  
RULEMAKING OF THE  
OKLAHOMA CORPORATION  
COMMISSION AMENDING  
**OAC 165:56, RESELLERS OF  
INTEREXCHANGE  
TELECOMMUNICATIONS SERVICES**

**CAUSE NO. RM 201700003**

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**RULE IMPACT STATEMENT**

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Pursuant to 75 O.S. § 303(D) of the Oklahoma Administrative Procedures Act, the Public Utility Division ("PUD") of the Oklahoma Corporation Commission ("Commission") submits the following Rule Impact Statement for its proposed rules regarding Title 165, Chapter 56 of the Oklahoma Administrative Code ("OAC").

**I. Brief description of the purpose of the proposed rules:**

The purpose of the proposed rules is to clarify the reseller definition, add a definition for "Terms of Service," reduce the number of copies filed with the Commission's Court Clerk, require applicants seeking a certificate of convenience and necessity ("CCN") to state whether the applicant intends to seek funding from the Oklahoma Universal Service Fund ("OUSF") or federal programs, require applicants seeking a CCN to provide a description of the proposed service territory if less than the entire State of Oklahoma, clarify notice and publication requirements, and clarify the process for when an objection is made following the filing of an application seeking a CCN. Language is added to include the use of Terms of Service, define the Commission's authority to review Terms of Service of a reseller, and define the effective date of revised Terms of Service on a reseller's website as the day after the day the revision is posted, or as otherwise indicated on the reseller's website. Language is added to revise the promotional offerings section and the type of notice section regarding rate increases. Also, language is added to update the interest calculation on deposits.

**II. Description of classes of persons most likely to be affected by the proposed rules, including classes that will bear the cost of the proposed rules, and any information on cost impacts received by the agency from private or public entities:**

Those most likely to be affected by the proposed rules are: providers seeking to offer interexchange service within the State of Oklahoma on a resold basis, and resellers of interexchange services that are interested in seeking support from the OUSF for the provision of Special Universal Services. No costs are expected to be associated with the implementation of the proposed rules, and no information regarding any cost impact has been received from any private or public entity.

**III. Classes of persons who will benefit from the proposed rules:**

Those benefiting from the proposed rules are: providers seeking to offer interexchange service within the State of Oklahoma on a resold basis, and resellers of interexchange services that are interested in seeking support from the OUSF for the provision of Special Universal Services, the Commission, and the PUD Staff.

**IV. Description of the probable economic impact of the proposed rules upon affected classes of persons or political subdivisions, including a listing of all fee changes and justification for each fee change:**

There will be no direct economic impact upon the affected parties. The proposed rules clarify, update, and strengthen the existing rules. The proposed rules contain no fee changes.

**V. Probable cost and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rules, the source of revenue to be used for implementation and enforcement of the proposed rules, and any anticipated effect on state revenues:**

The proposed rules are not expected to place any additional cost upon the Commission as such rules will be implemented and enforced by the Commission through its existing resources and personnel. There is no anticipated effect on state revenue.

**VI. Determination of whether implementation of the proposed rules will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rules:**

Implementation and enforcement of the proposed rules will not have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rules.

**VII. Determination of whether implementation of the proposed rules may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:**

It is the Commission's PUD staff's opinion that the proposed rules will not have an adverse economic effect on small business.

**VIII. Explanation of the measures the agency has taken to minimize compliance cost and a determination of whether there are less costly or non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rules:**

The proposed rules do not increase compliance costs, and there are no non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rules.

**IX. Determination of the effect of the proposed rules on the public health, safety and environment and, if the proposed rules are designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rules will reduce the risk:**

It is anticipated that the proposed rules will not have an adverse effect on the public health, safety and environment.

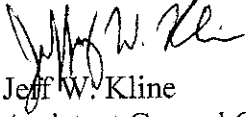
**X. Determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:**

It is anticipated that there will be no detrimental effect on the public health, safety and environment if the proposed rules are not implemented.

**XI. Date of preparation of Rule Impact Statement:**

This Rule Impact Statement was prepared on the 15<sup>th</sup> day of September, 2017.

Prepared by:



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