

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
101 W. WASHINGTON STREET, SUITE 1500E
INDIANAPOLIS, INDIANA 46204-3407

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December 29, 2009

Dear Industry Representative:

Indiana Code section 8-1-2.6-4.1 requires the Commission to “identify and eliminate rules or policies concerning telecommunications service and telecommunications service providers if they are no longer necessary, in the public interest, or for the protection of consumers.” A rulemaking is underway to modify certain rules under 170 IAC 7. Commission staff believed it beneficial to provide a rule strawman to interested stakeholders prior to approving a Proposed Rule and distributed a strawman on November 10, 2009. Staff encouraged stakeholders to provide comments and noted that they were amenable to informal communications or workshops to discuss the strawman. As a result, staff participated in informal discussions and received written comments from five stakeholders/industry groups.

Staff reviewed the comments and modified the strawman in areas where staff agrees with the suggested changes. The new strawman is attached and is also available at www.in.gov/iurc, “statutes and rules,” then “rulemaking.” In the comments, some stakeholders expressed concern regarding legal and jurisdictional issues surrounding the rule and requested that the Commission convene a workshop to discuss these issues. A workshop, for the purpose of allowing parties to explain their concerns and suggestions and to allow the Commission’s technical and legal staff to hear arguments regarding legal and jurisdictional issues, has been scheduled for Thursday, **January 14, 2010 at 10:00 a.m. local time in Hearing Room 224**, 101 W. Washington Street, Indianapolis, Indiana 46204. Staff requests interested participants provide a **list of issues and the areas of the strawman that are of concern by Friday, January 8, 2010** via email to ptaber@urc.in.gov.

Staff hopes to publish a Proposed Rule by early February. Administrative rules require a Fiscal Impact Statement to be included with the Proposed Rule. To provide this, we need your insight and expertise. Please respond to the questions below. Because of the tight timeline, **we appreciate receiving your response no later than Friday, January 8, 2010**. Please direct fiscal impact questions to DeAnna Brunner at debrunner@urc.in.gov or (317) 232-6735.

Only regarding the Eliminated/AMENDED parts of the rule:

1. Generally, what additional costs or savings will you experience as a result of the changes to this rule?
2. Estimated number of your customers?
3. Compliance costs to comply with the rule?
4. Administrative costs to comply with the rule?
5. Reduction of costs to comply with the rule?
6. Types of costs and benefits (money or non-money) from complying with the rule?
7. Secondary or indirect benefits from complying with the rule?
8. (important!) Sources used to determine the amounts above, such as studies, insurance quotes, etc.

We look forward to receiving your list of discussion issues and hope that all parties that want to participate are available on January 14, 2010.

Sincerely,

Pamela D. Taber

Director, Communications Division