

## **SUMMARY OF CHANGES TO ADMINISTRATIVE RULES**

The following summary contains a brief explanation of the substantive changes to each rule. It does not include a summary of the style and form edits from the Legislative Research Council.

### **20:10:01:02.01 Communications with commissioners**

- These edits simply clarify that the correspondence which must go through the executive director is official correspondence, rather than such things as non-work-related personal correspondence.

### **20:10:01:02.05. Filing of documents**

- The amendments remove outdated language, such as files received on compact disc, and add a requirement that filings in the docket be 24 hours or more before the commission meeting.

### **20:10:01:32. Information provided by commission**

- These changes made clarify that the executive director tells people how to file, not what to file.

### **20:10:22:05. Application contents**

- The amendment added in reference to a new proposed rule (filing of route maps).

### **20:10:22:40. Application for party status**

- The amendments align the language in the rule with the 2019 amendments to the corresponding statute regarding on party status in siting dockets. These changes do not alter the current practice of the PUC regarding who may apply for party status, as that is controlled by SDCL 49-41B-17.
- Another amendment gives the Commission the ability to order a party status deadline later than 60 days. This is done to accommodate the need for a later deadline in circumstances such as when the public input meeting is close to or past 60 days.

### **20:10:22:41. Shapefiles to be provided for transmission line route.**

- This new rule requires shapefiles for transmission line routes so a map can be published in the docket to allow the Commission and all parties can work off the same map when discussing party status applications.

### **20:10:32:03. Certificate of authority for local exchange service -- Application requirements.**

- The changes remove the facsimile number and rearrange several of the paragraphs so the numbering matches up with a corresponding chapter in order to simplify filings and review.

### **20:10:32:12. Annual reporting requirement**

- These changes remove the requirement for telecommunications companies to file an annual report, as this information is no longer necessary.

#### **20:10:32:21. Submission of negotiated agreement for approval**

- This amendment removes the requirement that each party to an agreement submit the agreement, as it led redundant filings.

#### **20:10:32:42. Designation of eligible telecommunications carriers.**

- The amendment removed some words for clarity, but did not make substantive changes.

#### **20:10:32:43. Eligible telecommunications carrier petitions.**

- The amendment requires an eligible telecommunications carrier applicant to provide email address and notify PUC of changes to contact information as they occur. It also requires wireless lifeline to notify the PUC by July 1 of each year of any changes to plans.

#### **20:10:32:43.02. Submission of two-year plan.**

- This change clarifies that the rule does not apply to wireless lifeline only, pursuant to Federal Communications Commission (FCC) regulations.

#### **20:10:32:43.05. Offering of comparable local usage plan.**

- This rule is being repealed pursuant to FCC regulations.

#### **20:10:32:43.06. Provisioning of equal access.**

- This rule is being repealed because the FCC removed this requirement in 2012.

#### **20:10:32:43.07. Public interest standard.**

- Changes clarify that the required creamskimming analysis does not apply to wireless lifeline only carriers, pursuant to FCC regulations.

#### **20:10:32:53. Requirements for previously designated eligible telecommunications carriers and pending applications.**

- This rule is being repealed because it is obsolete.

#### **20:10:32:54. Certification requirements**

- The amendments exempt wireless lifeline only from annual certification per FCC regulations.

#### **20:10:32:55. Lifeline and link-up advertising requirements -- Annual report on outreach efforts**

- In addition to clarifying that it does not apply to wireless lifeline only, the changes would also clarify that the lifeline and link-up advertising required can be provided in written or electronic form.

**20:10:33:21. Prevention of access line service interruptions -- Reestablishment of service -- Priority given to customers with medical condition and certain entities.**

- The addition is to specify that telecommunications companies are expected to protect facilities pay marking them as required by One Call.

**20:10:33:27. Reporting requirements when 911 service is disrupted or impaired.**

- This amendment clarifies when a company must report a 911 outage. The clarification was needed due to the change in technology and how the 911 system operates since the rule was written.

**20:10:37:01. Definitions.**

- The amendment increases estimated property damage for pipeline safety event pursuant to federal regulations.
- Another change was made to move the definition of “inspector” to be in alphabetical order.