

**PUC DOCKET NO. 23160**

**APPLICATION OF TEXAS PAYPHONE            §    PUBLIC UTILITY COMMISSION**  
**ASSOCIATION FOR WAIVER OF            §**  
**COMMISSION REQUIREMENTS UNDER    §                                            OF TEXAS**  
**P.U.C. SUBST. R. 26.107                   §**

**ORDER GRANTING WAIVER**

This Order approves the application of the Texas Payphone Association (Association) filed on October 18, 2000, requesting the Public Utility Commission of Texas (Commission) to relieve pay telephone providers from the requirements of new P.U.C. SUBST. R. 26.107.<sup>1</sup> The Association asserted that Commission requirements for registration of pay telephone providers are governed pursuant to P.U.C. SUBST. R. 26.102<sup>2</sup> and requiring registration under both rules is burdensome. The Commission issued Order No. 1 establishing a procedural schedule, requesting Commission Staff to file a recommendation, and placing this matter for Commission consideration on the agenda of the November 1, 2000 open meeting. On October 25, 2000, Commission Staff filed its recommendation for approval of a waiver.

**I.        Discussion**

The Commission determines that it is appropriate to grant a waiver for all pay telephone service providers from the requirements of P.U.C. SUBST. R. 26.107. Accordingly, registration by pay telephone providers will not be required by June 30, 2001. Further, the Commission directs staff to initiate a rulemaking to determine whether P.U.C. SUBST. R. 26.102 or 26.107 should govern pay telephone service providers and whether any modifications should be made to either of those rules.

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<sup>1</sup> P.U.C. SUBST. R. 26.107 Registration of Interexchange Carriers, Prepaid Calling Services Companies, and Other Nondominant Telecommunications Carriers. (Effective August 15, 2000.)

<sup>2</sup> P.U.C. SUBST. R. 26.102 Registration of Pay Telephone Service Providers. (Effective April 4, 2000.)

SIGNED AT AUSTIN, TEXAS the 2nd day of November 2000.

**PUBLIC UTILITY COMMISSION OF TEXAS**

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**PAT WOOD, III, CHAIRMAN**

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**JUDY WALSH, COMMISSIONER**

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**BRETT A. PERLMAN, COMMISSIONER**