

RULES RELATING TO THE PROVISIONING OF THE ABBREVIATED DIALING CODE

5-1-1 FOR TRAFFIC AND TRANSPORTATION INFORMATION (to be inserted in rule 723-24-6 “reserved for future use”)

723-24-6 A governmental entity submitting a petition for use of the 5-1-1 abbreviated dialing code to provide traffic and transportation information to the public shall be granted use of that abbreviated dialing code if the Commission finds there is public benefit from that use. Any petitioner that is granted the authority to offer 5-1-1 abbreviated dialing access to intelligent transportation systems or other transportation information shall comply with this rule and any provisions set out in the Commission’s decision granting such authority.

723-24-6.1 The assignment of the 5-1-1 abbreviated dialing code to provide traffic and transportation information will be considered by the Commission either upon its own motion or upon the filing of a petition by a governmental entity.

723-24-6.2 Petition for Consideration of the Assignment of 5-1-1. A governmental entity filing a petition to request assignment of the 5-1-1 abbreviated dialing code for providing intelligent transportation systems or other transportation information must present substantial evidence that a public benefit either exists or will be created from assignment of that abbreviated dialing code to petitioner. The Commission will evaluate the petition based upon this evidence.

723-24-6.3 Contents of the Petition. The petition shall contain the following information and documentation:

723-24-6.3.1 Name and address of the governmental entity filing the petition.

723-24-6.3.2 Name, address, and telephone number of the person filing the petition on behalf of the governmental entity.

723-24-6.3.3 If different than the person identified in response to rule 723-35-6.3.3, name, address, and telephone number of the governmental entity’s representative to whom inquiries concerning the petition should be addressed.

723-24-6.3.4 Name, address, and telephone number of the person to contact with respect to implementation of the 5-1-1 abbreviated dialing code if the Commission grants the petition.

723-24-6.3.5 Background of the petitioner, including composition of any governing board or agency.

723-24-6.3.6 Demonstration of public need.

723-24-6.3.7 Historic volume of calls seeking transportation information.

723-24-6.3.8 Description of the geographic area, including a list of cities, towns, and counties or, if known, of central offices, to be included within the assignment and a description of any plans for expansion of that geographic area.

723-24-6.3.9 Estimated cost of implementing the 5-1-1 abbreviated dialing code if the Commission grants the petition.

723-24-6.3.10 Proposed cost recovery solution, including funding mechanisms.

723-24-6.3.11 Letters of support.

723-24-6.3.12 Proposed plan for community outreach and notification.

723-24-6.3.13 Other pertinent factors that the Commission deems relevant.

723-24-6.3.14 A statement that is made under penalty of perjury, that is signed by a person authorized to act on behalf of the governmental entity, and that states that the contents of the petition are true, accurate, and correct. The petition shall contain the title and complete address of this affiant.

723-24-6.4 If two or more government entities petition the Commission to provide access to intelligent transportation systems or other transportation information using the 5-1-1 abbreviated dialing code in the same or overlapping geographic areas, the Commission shall use the criterion in rule 723-24-6.2 to establish one assignee.

723-24-6.5 When the Commission issues an order assigning the 5-1-1 abbreviated dialing code for providing traffic and transportation information to the public, each jurisdictional telecommunications service provider that provides service in the geographic area covered by the order shall receive, within 10 days of the date of the Commission order, written notice of the Commission order. When it receives the written notice, a jurisdictional telecommunications service provider that provides service in the affected geographic area shall do the following:

723-24-6.5.1 If the jurisdictional telecommunications service provider is using 5-1-1 for purposes other than access to intelligent transportation systems or other transportation information, that provider shall discontinue the non-compliant use so that the provider can meet the Commission-ordered implementation date.

723-24-6.5.2 If the jurisdictional telecommunications service provider plans to seek recovery of its costs associated with implementation of the 5-1-1 abbreviated dialing code for providing traffic and transportation information, the provider shall perform all analyses required to quantify the cost to it for the translations and/or facilities work necessary to implement the 5-1-1 abbreviated dialing code.

723-24-6.5.3 The jurisdictional telecommunications service provider shall estimate the time required to perform the translation and/or facilities work necessary to implement the 5-1-1 abbreviated dialing code for the purpose of providing traffic and transportation information.

723-24-6.6 Within 30 days of the date of the Commission order assigning the 5-1-1 abbreviated dialing code, each jurisdictional telecommunications service provider that provides service in the geographic area covered by the order shall file with the Commission the information required by rules 723-24-6.5.2 and 723-24-6.5.3.

723-24-6.7 Taking into consideration the jurisdictional telecommunications service providers' filed information, the public need for the assignment of the 5-1-1 abbreviated dialing code for traffic and transportation purposes, and other factors which it may consider relevant, the Commission will establish, by written order, a time line for assignment and implementation of the 5-1-1 abbreviated dialing code in the affected geographic area. Each jurisdictional telecommunications service provider providing service within the affected geographic area shall receive a copy of the Commission order establishing the assignment and implementation time line.

723-24-6.8 Not less than 30 days prior to the Commission-ordered implementation date, each jurisdictional telecommunications service provider that offers service within the affected geographic area shall file, on not less than 30 days' notice, an advice letter and accompanying tariff that describes the availability of the 5-1-1 abbreviated dialing code; that contains the terms and conditions of the 5-1-1 abbreviated dialing code service; and, if the provider desires to recover its costs, the rates for the 5-1-1 abbreviated dialing code service.

723-24-6.9 Unless a waiver is sought and granted, each jurisdictional telecommunications service provider providing service in the affected geographic area shall comply with the Commission order establishing the assignment date and the implementation date for the use of the 5-1-1 abbreviated dialing code to provide traffic and transportation information.