

COM/cm

Decision 82 02 022

FEB - 4 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's ))  
 own motion to provide for a program ))  
 for the furnishing of the tele- ))  
 communications devices to the deaf ))  
 and severely hearing impaired to ))  
 be implemented by each California ))  
 telephone utility ))

OII 70  
 (Petition filed October 28, 1980)

ORDER DIRECTING DISBURSEMENT  
OF SURCHARGE FUNDS TO D.E.A.F. TRUST

By its motion filed January 25, 1982, staff moves the Commission for an order directing the transfer of funds collected pursuant to the 15 cent monthly surcharge authorized in Decision (D.) 92603, for provision to persons with hearing impairment of telecommunications devices for the deaf (TDDs), to the Deaf Equipment Acquisition Fund Trust (D.E.A.F. Trust).

Staff advises that the D.E.A.F. Trust authorized in D.93794 was executed on December 30, 1981. Until funds collected by the telephone utilities are disbursed to the D.E.A.F. Trust, they cannot be expended for reimbursement of the telephone utilities for their expenses in providing TDDs. Previously, we had ordered in D.93495 that all surcharge funds be held by the telephone utilities, accruing interest, until further order of the Commission. The telephone utilities have now collected substantial amounts pursuant to the surcharge, in excess of \$6 million. These funds must be disbursed to the D.E.A.F. Trust to continue implementation of the TDD program.

In order to insure that the D.E.A.F. Trust can immediately reimburse the California Independent Telephone Association (CITA) for its expenses implementing the TDD program, this order should be made effective today.

Findings of Fact

1. The D.E.A.F. Trust authorized in D.93794 is now in existence.
2. Under D.93495, a Commission order is required in order for the telephone utilities to disburse funds collected pursuant to the 15 cent monthly surcharge authorized in D.92603 to the D.E.A.F. Trust.
3. Substantial amounts have been collected pursuant to the surcharge, which are now necessary for reimbursement of the telephone utilities for their expenses in implementing the TDD program.

Conclusion of Law

1. An order should issue directing the telephone utilities to disburse the surcharge funds collected pursuant to D.92603 to the D.E.A.F. Trust.

O R D E R

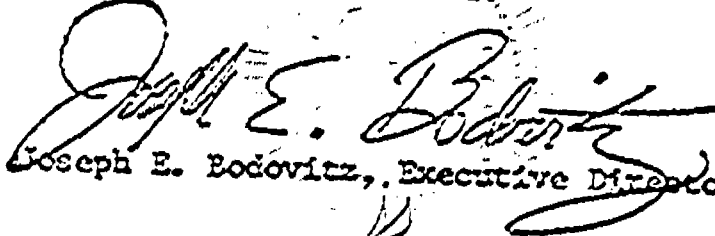
The telephone utilities collecting the 15 cent monthly surcharge authorized in D.92603 shall disburse all funds collected thereby, plus interest, if any, accrued under the terms of D.93495, to the D.E.A.F. Trust.

This order is effective today.

Dated at San Francisco, California this 4th day  
of February, 1982.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. CREW  
Commissioners

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS TODAY.

  
Joseph E. Bodovitz, Executive Director