

Copy for:

✓ Orig. and Copy
to Executive Director

RESOLUTION NO. T-11032

EVALUATION AND COMPLIANCE
DIVISION

DATE: April 16, 1986

R E S O L U T I O N

____ Director
____ Numerical File
____ Alphabetical File
____ Accounting Office

SUBJECT: Deaf Equipment Acquisition Fund. Order authorizing expenditure of monies in support of specified dual party relay operations on an interim basis. Resolution No. T-11032.

WHEREAS: Pursuant to Section 2881(b) of the Public Utilities Code, the Commission is implementing a program, defined in OII 84-12-026, which will provide a dual party relay service for use by the deaf and severely hearing-impaired in communicating with persons of normal hearing. The statute requires an operational date of January 1, 1987 for statewide service; and,

WHEREAS: Dual party relay service is provided at this time in several areas through independently operated facilities which are generally supported by grants and contributions. A major facility of this sort is operated in Fremont by Deaf Informed Communications Relay Center, Inc. (DICO); this organization is the only one in California which is devoted entirely to the provision of dual party relay service. DICO advises that their external support is being terminated as of June 30, 1986, as the funding sources are aware of the impending initiation of statewide service; consequently, DICO's service will stop as of that date for lack of financial resources, leaving a substantial deaf population with no relay service until January 1, 1987; and,

WHEREAS: The Commission does not construe the intent of the Legislature as contemplating the abandonment of relay system access in that manner as a consequence of its action in providing for a statewide system; and,

WHEREAS: DICO operations can be continued if funding not to exceed ten thousand dollars per month can be provided, and the available balance of the Deaf Equipment Acquisition Fund (D.E.A.F.) would not be appreciably affected if such funding were to be provided by it for no more than six months. Counsel to the Administrative Committee of the D.E.A.F. has given the opinion that this use of Trust funds would be a legally appropriate and proper method of phasing in the relay system contemplated by the Legislature.

The Commission finds that limited funding of DICO's operation as set forth in the appendix to this order is in the public interest, and concludes that such funding is consistent with the intent of Section 2881(b) of the Public Utilities Code. Therefore, good cause appearing,

IT IS ORDERED that:

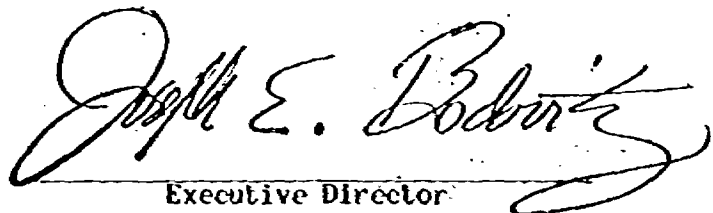
(1) The Administrative Committee of the Deaf Equipment Acquisition Fund is authorized to provide funding to Deaf Informed Communications Relay Center, Inc., as specified in the appendix to this order, for a period extending no later than January 1, 1987.

(2) The Executive Director shall serve a copy of this resolution by mail to Jerome W. Peterson, Chairman, D.E.A.F. Administrative Committee, Pacific Bell, 140 New Montgomery Street, Room 2150, San Francisco, CA 94105.

The effective date of this Resolution is today.

I hereby certify that the foregoing Resolution was duly introduced, passed and adopted at a regular meeting of the Public Utilities Commission of the State of California, held on April 16, 1986, the following Commissioners voting favorably thereon:

DONALD VIAL
President
VICTOR CALVO
PRISCILLA C GREW
FREDERICK R DUDA
Commissioners


Executive Director

APPENDIX

1. The funding authorized shall be disbursed on a monthly basis, not to exceed \$10,000.00 per month, and not to exceed \$60,000.00 in the aggregate.
2. DICO shall submit an itemized statement of expenses incurred for each month. Reimbursement shall be made in an amount not to exceed the actual expense incurred, as approved by the Administrative Committee.
3. Funding shall be for the six months July 1986 - December 1986 inclusive.
4. Should other sources of funding be obtained, the \$60,000.00 limit shall be reduced by like amount.
5. Should a start-up amount be found necessary, the Administrative Committee may make an initial advance not to exceed \$10,000.00, which amount will be included in the \$60,000.00 maximum.

end of appendix