

the chart below by the FY 1995 projected payment volume to determine the new fee

requirement for each fee category within the Common Carrier Activity:

Table #4

Category	Revenue requirement	Divided by payment volume	Equals new fee
Domestic Public Fixed Radio .....	\$1,960,000	14,000	140
Cellular/Public Mobile Radio .....	3,510,000	23,400,000	.15
Public Mobile One-way Paging .....	392,000	19,600,000	.02
International Public Fixed Radio .....	4,000	20	200
Earth Stations (VSATs/Mob. Eq./Tr. & T/R) .....	1,114,740	3,378	330
Space Stations .....	2,925,000	39	75,000
IXC, LEC, CAPS, Other Providers .....	46,310,880	52,626,000,000	.00088
International Circuits .....	500,000	125,000	4
Total .....	57,000,000		

## Appendix H—FY 1995 Guidelines for Regulatory Fee Categories

1. The guidelines below provide an explanation of regulatory fee categories established by the Schedule of Regulatory Fees in Section 9(g) of the Communications Act, 47 U.S.C. § 159(g) as modified in the instant *Memorandum Opinion and Order*. Where regulatory fee categories need interpretations or clarification, we have relied on the legislative history of Section 9, our own experience in establishing and regulating the Schedule of Regulatory Fees for Fiscal Year (FY) 1994 and the services subject to the fee schedule, and the comments of the parties in our proceeding to adopt fees for FY 1995. The categories and amounts set out in the schedule have been modified to reflect changes in the Commission's appropriation, our costs of providing the regulatory services to be recovered by the fee program, additions and changes in the services subject to the fee requirement and the benefits derived from the Commission's regulatory activities. The schedule may be similarly modified or adjusted in future years to reflect changes in the Commission's budget and in the services regulated by the Commission. See 47 U.S.C. § 159(b) (2), (3).

### 1. Private Radio Services

2. The Private Radio Services are regulated by the Wireless Telecommunications Bureau. Two levels of statutory fees were established—exclusive use services and shared use services. Thus, licensees who generally receive a higher quality communication channel due to exclusive or lightly shared frequency assignments, will pay a higher fee than those who share marginal quality assignments. This dichotomy is consistent with the directive of section 9 that the regulatory fees reflect the benefits provided to the licensees. See 47 U.S.C. § 159(b)(1)(A). In addition, because of the generally small amount of the fees assessed against Private Radio Service licensees, applicants for new licenses and reinstatements and for renewal of existing licenses are required to pay a regulatory fee covering the entire license term, with only a percentage of all licensees paying a regulatory fee in any one year. Applications for modification or assignment of existing

authorizations do not require the payment of regulatory fees. The expiration date of those authorizations will reflect only the unexpired term of the underlying license rather than a new license term.

3. There have been no changes from FY 1994 in the rules for calculating and paying regulatory fees in the Private Radio Services.

### a. Exclusive Use Services

4. *Land Mobile Services*: Regulatees in this category include those authorized under Part 90 of the Commission's Rules to provide limited access Wireless Radio service that allows high quality voice or digital communications between vehicles or to fixed stations to further the business activities of the licensee. These services, using the 220–222 MHz band and frequencies at 470 MHz and above, may be offered on a private carrier basis in the Specialized Mobile Radio Services (SMRS).

5. For FY 1995, Land Mobile licensees will pay a \$6 annual regulatory fee per license, payable for an entire five or ten year license term at the time of application for a new, renewal or reinstatement license.<sup>62</sup> The total regulatory fee due is either \$30 for a license with a five year term or \$60 for a license with a 10 year term.

6. *Microwave Services*: Set forth in the FY 1995 fee schedule within the Wireless Radio Service category, these services include private microwave systems and private carrier systems authorized under Part 94 of the Commission's Rules to provide telecommunications services between fixed points on a high quality channel of communications. Microwave systems are often used to relay data and to control railroad, pipeline and utility equipment. For FY 1995, Microwave licensees will pay a \$6 annual regulatory fee per license, payable for an entire five year license term at the time of application for a new, reinstatement or renewal license. The total regulatory fee due is \$30 for the five year license term.

7. *Interactive Video Data Service (IVDS)*: As set forth in the FY 1995 fee schedule within the Wireless Radio Service category,

<sup>62</sup> Although this fee category includes licenses with ten year terms, the estimated volume of ten year license applications in FY 1995 is less than one tenth of one percent and, therefore, is statistically insignificant.

IVDS is a two-way point-to-multi-point radio service allocated high quality channels of communications and authorized under Part 95 of the Commission's Rules. IVDS provides information, products and services, and also the capability to obtain responses from subscribers in a specific service area. IVDS is offered on a private carrier basis. For FY 1995, IVDS licensees will pay a \$6 annual regulatory fee per license, payable for an entire five year license term at the time of application for a new, reinstatement or renewal license. The total regulatory fee due is \$30 for the five year term of the license.

### b. Shared Use Services

8. *Marine (Ship) Service*: This service is a shipboard radio service authorized under Part 80 of the Commission's Rules to provide telecommunications between watercraft or between watercraft and shore-based stations. Radio installations are required by domestic and international law for large passenger or cargo vessels. Radio equipment may be voluntarily installed on smaller vessels, such as recreational boats. For FY 1995, Marine (Ship) Station licensees will pay a \$3 annual regulatory fee per station, payable for an entire ten year license term at the time of application for a new, reinstatement or renewal license. The total regulatory fee due is \$30 for the ten year license term.

9. *Marine (Coast) Service*: This service, set forth in the FY 1995 Schedule of Regulatory Fees within the Wireless Radio Service category, includes land-based stations in the maritime services, authorized under Part 80 of the Commission's Rules, to provide communications services to ships and other watercraft in coastal and inland waterways. For FY 1995, licensees will pay a \$3 annual regulatory fee per call sign, payable for the entire five year license term at the time of application for a new, reinstatement or renewal license. The total regulatory fee due is \$15 per call sign for the five year license term.

10. *Private Land Mobile (Other) Services*: These services, set forth in the FY 1995 Schedule of Regulatory Fees within the Wireless Radio Service category, include Land Mobile Radio Services operating under Parts 90 and 95 of the Commission's Rules. Services in this category provide one or two way communications between vehicles, persons or to fixed stations on a shared basis