

The proposed fee is to be paid by the facilities-based common carrier activating the circuit in any transmission facility for the provision of service to an end user or resale carrier. Payment of the fee for bearer circuits sold on an indefeasible right of use (IRU) basis or leased to any customer other than an international common carrier authorized by the Commission to provide U.S. international common carrier services. *Compare FY 1994 Order at 5367.* The fee is based upon active 64 Kbps circuits, or equivalent circuits. Under this formulation, 64 Kbps circuits or their equivalent will be assessed a fee. Equivalent circuits include the 64 Kbps circuit equivalent of larger bit stream circuits. For example, the 64 Kbps circuit equivalent of a 2.048 Mbps circuit is 30 64 Kbps circuits. Analog circuits such as 3 and 4 KHz circuits used for international service are also included as 64 Kbps circuits. However, circuits derived from 64 Kbps circuits by the use of digital circuit multiplication systems are not equivalent 64 Kbps circuits. Such circuits are not subject to fees. Only the 64 Kbps circuit from which they have been derived will be subject to payment of a fee. For FY 1995, the regulatory fee is \$4.00 for each active 64 Kbps circuit or equivalent. For analog television channels we will assess fees as follows:

Analog Television Channel Size in MHz Circuits	No. of equivalent 64 Kbps
36	630
24	288
18	240

g. Inter-Exchange and Local Exchange Carriers, Competitive Access Providers, Pay Telephone Providers, and other Non-Mobile Providers of Interstate Service

42. We have revised the Schedule of Regulatory Fees for carriers to include not only IXCs, LECs and CAPs, but also domestic and international carriers that provide operator services, WATS, 800, 900, telex, telegraph, video, other switched, interstate access, special access, and alternative access services either by using their own facilities or by reselling facilities and services of other carriers or telephone carrier holding companies, and companies other than traditional local telephone companies that provide interstate access services to long distance carriers and other customers.

43. These common carriers, including resellers, must submit fee payments based upon their proportionate share of gross interstate revenues using the methodology that we have adopted for calculating contributions to the TRS fund. See *Telecommunications Relay Services*, 8 FCC Rcd 5300 (1993). In order to avoid imposing any double payment burden on resellers, we will permit carriers to subtract from their gross interstate revenues as reported to NECA in connection with their TRS contribution, any payments made to underlying carriers for the telecommunications facilities or services, including payments for interstate access service. For FY 1995, carriers will multiply their gross revenue figure by the 0.00088 to determine the appropriate fee for this

category of service and may reduce this amount by the total amount of their payments to underlying carriers for telecommunications facilities or services.

44. The FY 1995 revenue requirement for this category is \$46,310,880. For FY 1995, carriers will multiply their gross revenue figure by 0.00088 to determine the appropriate fee for this category of service and may reduce this amount by the total amount of their payments to underlying carriers for telecommunications facilities or services.

Appendix I—Description of FCC Activities

Executive Direction and Support: Overall policy direction, program development and executive direction as provided by the Chairman and staff, Commissioners and their staffs and by the Managing Director. Also includes support services such as management planning, budgeting and financial management, personnel resource management, information resources management and ADP operations, security, and administrative and office services. Includes the activities of the Office of Legislative Affairs and the Office of the Inspector General. These costs are not recoverable through regulatory fees.

Legal Services: Legal review and support services including matters of administrative law, litigation and adjudication. Includes the Office of General Counsel, Office of Administrative Law Judges and the Review Board. These costs are not recoverable through regulatory fees.

Authorization of Service: The authorization or licensing of radio stations, telecommunications equipment and radio operators. Also includes the authorization of common carrier services and facilities. These costs are not recoverable through regulatory fees.

Policy and Rule Making: Formal inquiries, rule making proceedings to establish or amend the Commission's rules and regulations, action on petitions for rule making and requests for rule interpretations or waivers; economic studies and analyses; spectrum planning, modeling, propagation-interference analyses and allocation; and development of equipment standards. Also includes policy and rule making associated with FCC participation in international organizations, conferences and negotiations. These costs are recoverable through regulatory fees.

Enforcement: Enforcement of the Commission's rules, regulations and authorizations, including investigations, inspections, compliance monitoring and sanctions of all types. Also includes the receipt and disposition of formal and informal complaints regarding common carrier rates and services, the review and acceptance/rejection of carrier tariffs, and the review, prescription and audit of carrier accounting practices. These costs are recoverable through regulatory fees.

International: The preparation for and participation in international, regional and bilateral conferences, meetings and negotiations; and administration of Commission responsibilities under

international radio regulations and other treaties, conventions and agreements. Also includes activities associated with international frequency coordination and notification. These costs are recoverable through regulatory fees.

Public Information Services: The publication and dissemination of Commission decisions and actions, and related activities; public reference and library services; the duplication and dissemination of Commission records and databases; the receipt and disposition of public inquiries; consumer, small business and public assistance; and public affairs and media relations. These costs are recoverable through regulatory fees.

Comments were filed:
 —Dudman Communications Corp.
 —Sandra R. Swanson
 —Bruce Hood
 —KGRR-FM 97.3
 —Sierra Cascade Communications
 —Coleman Broadcasting Company
 —WTIM et al.
 —Aircraft Owners and Pilots Association
 —Personal Communications Industries Association
 —Fant Broadcasting Company
 —Grove Cable Co.
 —United States Coast Guard
 —AllNet Communication Services, Inc.
 —MobileMedia Communications
 —KVPA
 —Sovereign Broadcasting, Inc.
 —KVRW-FM
 —Northern Broadcasting, Inc.
 —PanAmSat Corporation
 —Competitive Telecommunications Association
 —LDDS Communications, Inc.
 —Ameritech
 —Cablevision Industries Corp.
 —Montana Broadcasters Association
 —Century Cellunet, Inc.
 —GTE Services Corp.
 —Maine Association of Broadcasters
 —James P. Wagner
 —Livingston Radio Company
 —Associated Press
 —Frontier Cellular Holding, Inc.
 —Sprint Corporation
 —De La Hunt Broadcasting
 —Cable Telecommunications Association
 —Columbia Communications Corp.
 —Hertz Technologies, Inc.
 —National Cable Television Association, Inc.
 —KUSK, Inc.
 —Duhamel Broadcasting Enterprises
 —Southwestern Bell, Inc.
 —EDS Corp.
 —Wireless Cable Association International, Inc.
 —MCI Telecommunications Corporation
 —MFS Communications Company, Inc.
 —AllTell Mobile Communications
 —America's Carriers Telecommunications Association
 —Mid-State Television, Inc.
 —Whithers Broadcasting Company of Texas, et al.
 —National Association of Broadcasters
 —American Public Communications Council
 —Radio 840, Inc.
 —Teleport Communication's Group, Inc.
 —Bell Atlantic