

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Truth-in-Billing)	
)	CC Docket No. 98-170
and)	
)	
Billing Format)	
)	
)	

ERRATA

Errata Released: March 31, 2000

By the Deputy Chief, Common Carrier Bureau:

On March 29, 2000, the Commission released the Order on Reconsideration (FCC 00-111) in the above-captioned proceeding. These errata correct the following errors in released text prior to publication of the summary of this item in the Federal Register or of the complete item in the FCC Record:

1. Paragraph 14 of the order stays two provisions of the existing rules in contradiction of paragraph 10. First, it stays section 64.2401(a)(1) of the existing rules, which requires service providers to clearly identify on their telephone bills the “name of the service provider associated with each charge.” Second, it stays that portion of section 64.2401(a)(2) of the existing rules, which states that “[w]here charges for two or more carriers appear on the same telephone bill, the charges must be separated by service provider. Stay of these provisions contradicts the Commission’s intent as stated in paragraph 10 to decline to “reconsider the timetable for implementation of the requirement to identify each provider.” In addition, paragraph 14 states that section 64.2401(e) of the existing rules is stayed. This is simply an error because there is no such subsection in the existing rules. For these reasons, the text of Paragraph 14 is replaced by the following text. The text of footnote 32, however, remains unchanged:

“Our existing truth-in-billing rules are scheduled to take effect on April 1, 2000.³² Thus, absent action on our part, carriers would be bound by the existing rules as of April 1, despite the fact that today we amend those rules and make the amendments effective 30 days after their publication in the Federal Register. In view of these circumstances we stay the effective date of those portions of *existing* section 64.2401 detailed below which are scheduled to take effect April 1, 2000 until such time as today’s amendments of section 64.2401 become effective. The portions of the existing section 64.2401 that are subject to this stay are: (1) that portion of subsection 64.2401(a)(2) that requires that each carrier’s “telephone bill must provide clear and conspicuous notification of any change in service provider, including notification to the customer that a new provider has begun providing service,” (2) subsection 64.2401(a)(2)(ii) and, (3) 64.2401(d). The existing provisions of subsection 64.2401(a)(1), (a)(2)(i) and the portion of (a)(2) requiring “[w]here charges for two or more carriers appear on the same telephone bill,

the charges must be separated by service provider,” will continue to take effect on April 1, 2000. Nothing in this order modifies the effective dates of existing sections 64.2401(b) and (c). Upon their effective date, the rules, as amended today, will supercede the existing rules that would otherwise have taken effect. We take this action because we find that requiring carriers to comply with the existing rules for a short time prior to the effective date of today’s amendments would be unduly burdensome and that it could result in the very sort of consumer confusion that today’s amendments seek to avoid.”

2. In addition, at paragraph 46, the ordering clause implementing the stay of the existing rules, must also be corrected for these same reasons. Therefore, the text of paragraph 46 is replaced with the following:

“IT IS FURTHER ORDERED that (1) that portion of subsection 64.2401(a)(2) that requires that each carrier’s “telephone bill must provide clear and conspicuous notification of any change in service provider, including notification to the customer that a new provider has begun providing service,” (2) subsection 64.2401(a)(2)(ii) and, (3) 64.2401(d), of the existing rules scheduled to take effect April 1, 2000 are stayed until such time as the amendments adopted herein ARE EFFECTIVE.” The amendments to section 64.2401 of the Commission's rules, 47 C.F.R. § 64.2401(a), (d), and (e), set forth in Appendix A are contingent upon OMB approval and SHALL BE EFFECTIVE NO SOONER THAN 30 days following publication of these rules in the Federal Register. The Commission will publish a notice announcing the effective date of this Order.

3. At page 6, at paragraph 12 and note 28, the text “NCTA” is changed to “NTCA”.

4. At page 19, Appendix A, paragraph 1, in both instances, the text that reads “Section 64.2001” is changed to “Section 64.2401”.

5. At page 21, Appendix C, the text of the entire appendix is replaced with the text included in Attachment A.

FEDERAL COMMUNICATIONS COMMISSION

Carol E. Matthey
Deputy Chief, Common Carrier Bureau

Attachment A

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