

CHAPTER 26. SUBSTANTIVE RULES APPLICABLE TO TELECOMMUNICATIONS SERVICE PROVIDERS.

Subchapter E. CERTIFICATION, LICENSING AND REGISTRATION.

§26.102. Registration of Pay Telephone Service Providers.

- (a) **Process.** All pay telephone service (PTS) providers must register with the commission, using commission-prescribed forms, in order to do business in the state of Texas. The commission shall provide each registrant with proof of registration within 30 days from the date the application is received, unless the application remains incomplete.
- (b) **Application form.** The application form shall request information deemed necessary by the commission in order to analyze this segment of the telecommunications market, monitor technological changes and advances, encourage a competitive environment, and protect the public interest.
- (c) **Disclosure of location.** Registration requires disclosure of the location by county of each of the registrant's pay telephones. Information related to the physical location of pay telephones shall be confidential pursuant to §22.71(d) of this title (relating to Filings of Pleadings, Documents and Other Materials) unless the Attorney General issues a letter opinion or a court of competent jurisdiction rules.
- (d) **Updates.** All PTS providers shall annually refile a registration form with the commission no later than July 31 of each calendar year.
- (e) **Network access.** CTUs shall not provide pay telephone access service (PTAS) to a provider required to be registered under this section, unless that provider presents a commission-supplied proof of registration.
- (f) **Compliance enforcement.**
 - (1) **Administrative penalties.** If the commission finds a registrant has violated any provision of this section, the commission shall notify the registrant by certified mail to take corrective action. If the registrant has not corrected the violation within ten working days from receipt of the notification letter a hearing pursuant to this section may be scheduled, as necessary, and the registrant may be subject to administrative penalties and other enforcement actions pursuant to Public Utility Regulatory (PURA), Chapter 15 and §22.246 of this title (relating to Administrative Penalties).
 - (2) **Revocation or suspension.** If the commission finds that a registrant is repeatedly in violation of PURA or commission rules, the commission may suspend or revoke a registration pursuant to PURA, Chapter 17 or PURA §55.180 and shall direct all CTUs to discontinue provision of pay telephone access service to the PTS provider.
 - (3) **Enforcement.** The commission shall coordinate its enforcement efforts regarding the prosecution of fraudulent, misleading, deceptive, and anticompetitive business practices with the Office of the Attorney General in order to ensure consistent treatment of specific alleged violations.