## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:

Brian J. Moline, Chair Robert E. Krehbiel Michael C. Moffet

In the Matter of the Investigation to	)	
Determine the March 1, 2005 Assessment	)	Docket No. 05-GIMT-260-GIT
for the Ninth Kansas Universal Service Fund	)	
Year.	)	

## ORDER SETTING NEW YEAR 9 KUSF ASSESSMENT RATE <u>EFFECTIVE OCTOBER 1, 2005</u>

NOW COMES the above captioned matter for consideration and determination by the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records and being fully advised in the premises, the Commission finds and concludes as follows:

- 1. In this docket on January 27, 2005, the Commission issued an order setting the Year 9 Kansas Universal Service Fund (KUSF) assessment rate at 4.32% per month to be effective March 1, 2005.
- 2. On July 25, 2005, Commission staff (Staff) filed a Notice of Filing of Supplemental Testimony and Requesting Comments (Notice) along with the testimony of Staff witness Sandy Reams. Staff's testimony noted that due "to several recent developments, the current 4.32% rate is insufficient to fund KUSF liabilities." Staff submitted witness Reams' testimony indicating the need for an increase in the monthly assessment rate, effective no later than October 1, 2005.

<sup>&</sup>lt;sup>1</sup> See Staff Notice, filed July 25, 2005, ¶1.

3. On August 9, 2005, the Commission issued an order requesting comments on

Staff testimony no later than August 18, 2005. No comments were filed.

4. The Commission finds that the KUSF assessment rate must be increased for the

reasons found in Staff's testimony, including, for the most part, an addition \$6.9 million in

funding for KanEd, plus reserve balances and contingency funding allowance requirements.

5. The Commission finds that the KUSF assessment rate for both wireline and

wireless providers is increased to 5.02% per month, effective October 1, 2005, and shall continue

for the remainder of the KUSF Year 9, as recommended by Staff in its testimony.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The KUSF assessment rate for both wireline and wireless providers is

increased to 5.02% per month, effective October 1, 2005.

B. The parties have fifteen days, plus three days if service of this order is by mail,

from the date this order was served in which to petition the Commission for reconsideration of

any issue or issues decided herein. K.S.A. 66-118; K.S.A. 2003 Supp. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the

purpose of entering such further orders as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Moline, Chr.; Krehbiel, Com.; Moffet, Com.

Dated: AUG 2 3 2005

ORDER MAILED

AUG 2 4 2005

Susan Talaffy Executive Director

Susan K. Duffy

**Executive Director** 

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2