

limitations will not take precedence over laws or executive orders. Limitations established shall not be exceeded.

[65 FR 48396, Aug. 8, 2000]

PART 65—INTERSTATE RATE OF RETURN PRESCRIPTION PROCEDURES AND METHODOLOGIES

Subpart A—General

Sec.

65.1 Application of part 65.

Subpart B—Procedures

- 65.100 Participation and acceptance of service designation.
- 65.101 Initiation of unitary rate of return prescription proceedings.
- 65.102 Petitions for exclusion from unitary treatment and for individual treatment in determining authorized return for interstate exchange access service.
- 65.103 Procedures for filing rate of return submissions.
- 65.104 Page limitations for rate of return submissions.
- 65.105 Discovery.

Subpart C—Exchange Carriers

- 65.300 Calculations of the components and weights of the cost of capital.
- 65.301 Cost of equity.
- 65.302 Cost of debt.
- 65.303 Cost of preferred stock.
- 65.304 Capital structure.
- 65.305 Calculation of the weighted average cost of capital.
- 65.306 Calculation accuracy.
- 65.450 Net income.

Subpart D—Interexchange Carriers

- 65.500 Net income.

Subpart E—Rate of Return Reports

- 65.600 Rate of return reports.

Subpart F—Maximum Allowable Rates of Return

- 65.700 Determining the maximum allowable rate of return.
- 65.701 Period of review.
- 65.702 Measurement of interstate service earnings.

Subpart G—Rate Base

- 65.800 Rate base.
- 65.810 Definitions.
- 65.820 Included items.
- 65.830 Deducted items.

AUTHORITY: Secs. 4, 201, 202, 203, 205, 218, 403, 48 Stat., 1066, 1072, 1077, 1094, as amended, 47 U.S.C. 151, 154, 201, 202, 203, 204, 205, 218, 219, 220, 403.

Subpart A—General

§ 65.1 Application of part 65.

(a) This part establishes procedures and methodologies for Commission prescription of an authorized unitary interstate exchange access rate of return and individual rates of return for the interstate exchange access rates of certain carriers pursuant to § 65.102. This part shall apply to those interstate services of local exchange carriers as the Commission shall designate by rule or order, except that all local exchange carriers shall provide to the Commission that information which the Commission requests for purposes of conducting prescription proceedings pursuant to this part.

(b) Local exchange carriers subject to §§ 61.41 through 61.49 of this chapter are exempt from the requirements of this part with the following exceptions:

(1) Except as otherwise required by Commission order, carriers subject to §§ 61.41 through 61.49 of this chapter shall employ the rate of return value calculated for interstate access services in complying with any applicable rules under parts 36 and 69 that require a return component;

(2) Carriers subject to §§ 61.41 through 61.49 of this chapter shall be subject to § 65.600(d);

(3) Carriers subject to §§ 61.41 through 61.49 of this chapter shall continue to comply with the prescribed rate of return when offering any services specified in § 61.42(f) of this chapter unless the Commission otherwise directs; and

(4) Carriers subject to §§ 61.41 through 61.49 of this chapter shall comply with Commission information requests made pursuant to § 65.1(a).

[60 FR 28543, June 1, 1995]

Subpart B—Procedures

§ 65.100 Participation and acceptance of service designation.

(a) All interstate exchange access carriers, their customers, and any member of the public may participate