

Pt. 1735

7 CFR Ch. XVII (1-1-05 Edition)

- c. Power Factor at Monthly Peak, _____ %—Rating: _____
- d. Ratio of Individual Substation Peak kW to kVA, _____—Rating: _____
- 12. Voltage Conditions
 - a. Voltage Surveys—Rating: _____
 - b. Substation Transformer Output Voltage Spread—Rating: _____
- 13. Load Studies and Planning
 - a. Long Range Engineering Plan—Rating: _____
 - b. Construction Work Plan—Rating: _____
 - c. Sectionalizing Study—Rating: _____
 - d. Load Data for Engineering Studies—Rating: _____
 - e. Load Forecasting Data—Rating: _____

PART IV—OPERATION AND MAINTENANCE BUDGETS

For Previous 2 Years:

Normal Operation—Actual \$ _____
 Normal Maintenance—Actual \$ _____
 Total—Actual \$ _____

For Present Year:

Normal Operation—Budget \$ _____
 Normal Maintenance—Budget \$ _____
 Total—Budget \$ _____

For Future 3 Years:

Normal Operation—Budget \$ _____
 Normal Maintenance—Budget \$ _____
 Additional (Deferred) Maintenance—Budget \$ _____
 Total—Budget \$ _____

14. Budgeting:

Adequacy of Budgets For Needed Work—Rating: _____

15. Date Discussed with Board of Directors _____

Remarks: _____

EXPLANATORY NOTES

Item No. _____	Comments _____	Date _____
Rated by _____	Title _____	_____
Reviewed by _____	Manager _____	Date _____
Reviewed by _____	RUS GFR _____	Date _____

PART 1735—GENERAL POLICIES, TYPES OF LOANS, LOAN REQUIREMENTS—TELECOMMUNICATIONS PROGRAM

Subpart A—General

- Sec.
- 1735.1 General statement.
- 1735.2 Definitions.
- 1735.3 Availability of forms.
- 1735.4-1735.9 [Reserved]

Subpart B—Loan Purposes and Basic Policies

- 1735.10 General.
- 1735.11 Area coverage.
- 1735.12 Nonduplication.
- 1735.13 Location of facilities and service for nonrural subscribers.
- 1735.14 Borrower eligibility.
- 1735.15 Civil rights.
- 1735.16 Minimum loan amount.
- 1735.17 Facilities financed.
- 1735.18 Additional equity.
- 1735.19 Mergers and consolidations.
- 1735.20 Acquisitions.
- 1735.21 Refinancing loans.
- 1735.22 Loan security.
- 1735.23-1735.29 [Reserved]

Subpart C—Types of Loans

- 1735.30 Hardship loans.
- 1735.31 RUS cost-of-money and RTB loans.
- 1735.32 Guaranteed loans.
- 1735.33 Variable interest rate loans.
- 1735.34-1735.39 [Reserved]

Subpart D—Terms of Loans

- 1735.40 General.
- 1735.41 Notes.
- 1735.42 [Reserved]
- 1735.43 Payments on loans.
- 1735.44 Prepayment premiums.
- 1735.45 Extension of payments.
- 1735.46 Loan security documents.
- 1735.47 Rescissions of loans.
- 1735.48-1735.49 [Reserved]

Subpart E—Basic Requirements for Loan Approval

- 1735.50 Administrative findings.
- 1735.51 Required findings.
- 1735.52 Findings required for particular loan purposes.
- 1735.53-1735.59 [Reserved]

Subpart F—Mortgage Controls on Acquisitions and Mergers

- 1735.60 Specific provisions.
- 1735.61 Approval criteria.
- 1735.62 Approval of acquisitions and mergers.
- 1735.63-1735.69 [Reserved]

Subpart G—Acquisitions Involving Loan Funds

- 1735.70 Use of loan funds.
- 1735.71 Nonrural areas.
- 1735.72 Acquisition agreements.
- 1735.73 Loan design.
- 1735.74 Submission of data.
- 1735.75 Interim financing.
- 1735.76 Acquisition of affiliates.

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1735.77 Release of loan funds, requisitions, advances.
1735.78–1735.79 [Reserved]

Subpart H—Acquisitions or Mergers Not Involving Additional Loan Funds

1735.80 Submission of data.
1735.81–1735.89 [Reserved]

Subpart I—Requirements for All Acquisitions and Mergers

1735.90 Preliminary approvals.
1735.91 Location of facilities.
1735.92 Accounting considerations.
1735.93 Notes.
1735.94 Final approval and closing procedure.
1735.95 Unadvanced loan funds.
1735.96–1735.99 [Reserved]

Subpart J—Toll Line Acquisitions

1735.100 Use of loan funds.
1735.101 With nonloan funds.

AUTHORITY: 7 U.S.C. 901 *et seq.*, 1921 *et seq.*, and 6941 *et seq.*

Subpart A—General

§ 1735.1 General statement.

(a) Subparts A through E of this part set forth the general policies, types of loans and loan requirements under the Telephone loan program.

(b) The standard RUS security documents (see 7 CFR 1744 subpart D or RUS Bulletins 320–4, 320–22, 321–2, 322–2, 323–1, 326–1) contain provisions regarding acquisitions, mergers, and consolidations. Subparts F through J of this part implement those provisions by setting forth the policies, procedures, and requirements for telephone borrowers planning to acquire existing telephone lines, facilities, or systems with RUS loan or other funds, or planning to merge or consolidate with another system. This part supersedes all RUS Bulletins that are in conflict with it.

(c) Subparts F through J of this part also detail RUS's requirements with respect to mergers and acquisitions involving RUS loan funds.

[55 FR 39395, Sept. 27, 1990; 55 FR 41170, Oct. 9, 1990]

§ 1735.2 Definitions.

As used in this part:

Access line means a transmission path between user terminal equipment and a switching center that is used for local exchange service. For multiparty service, the number of access lines equals the number of lines/paths terminating on the mainframe of the switching center.

Acquisition means the purchase of another telephone system, lines, or facilities whether by acquiring telephone plant in service or majority stock interest of one or more organizations.

Acquisition agreement means the agreement, including a sales agreement, between the seller and purchaser outlining the terms and conditions of the acquisition. Acquisition agreements also include any other agreements, such as options and subsidiary agreements relating to terms of the transaction.

Administrator means the Administrator of RUS.

Advance of funds means the transferring of funds by RUS to the borrower's construction fund.

Appropriated means funds appropriated based on subsidy.

Affiliate means an organization that directly, or indirectly through one or more intermediaries, controls or is controlled by, or is under common control with, the borrower.

Borrower means any organization which has an outstanding loan made or guaranteed by RUS, or which is seeking such financing.

Cash distribution means investments, guarantees, extensions of credit, advances, loans, non-affiliated company joint ventures, affiliated company investments, and dividend and capital credit distributions. Not included in this definition are qualified investments (see 7 CFR part 1744, subpart D).

Composite economic life as applied to facilities financed by loan funds means the weighted (by dollar amount of each class of facility in the loan) average economic life of all classes of facilities in the loan.

Consolidation means the combination of two or more borrower or nonborrower organizations, pursuant to state law, into a new successor organization that takes over the assets and assumes the liabilities of those organizations.