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STATE OF ALASKA

THE REGULATORY COMMISSION OF ALASKA

Before Commissioners: Stephen McAlpine, Chairman  
Rebecca L. Pauli  
Robert M. Pickett  
Norman Rokeberg  
Janis W. Wilson

In the Matter of the Consideration of Revisions ) R-17-001  
to Regulations Governing Procedures )  
Regarding Shortages in the Alaska Universal ) ORDER NO. 3  
Service Fund )

ORDER ADOPTING REGULATIONS

BY THE COMMISSION:

We opened this docket to consider eliminating the Alaska Universal Service Fund (AUSF) shortage carry-forward provision in 3 AAC 53.350(e) and sought comments.<sup>1</sup> We received four sets of comments in response.<sup>2</sup> Commission Staff addressed the received comments at our public meeting held August 9, 2017, and presented proposed revisions to 3 AAC 53.340 and 3 AAC 53.350 based on the submitted comments and our own recommendations.<sup>3</sup> We issued the proposed revisions for

<sup>1</sup>Order R-17-001(1), *Order Opening Docket, Requesting Comments, and Addressing Statutory Timeline*, dated July 17, 2017.

<sup>2</sup>*Comments of AT&T*, filed July 31, 2017; *Rural Coalition Comments*, filed July 31, 2017; *Comments of GCI*, filed July 31, 2017; *Alaska Telephone Association Comments*, filed July 31, 2017.

<sup>3</sup>Tr. 11-38.

1 comment.<sup>4</sup> We received five sets of comments in response.<sup>5</sup> At our public meeting held  
2 October 11, 2017, Commission Staff addressed the received comments and we directed  
3 Commission Staff to work with the Attorney General to adjust language in the proposed  
4 revisions and assure compliance with Department of Law drafting guidelines.<sup>6</sup>

5 At our public meeting held November 8, 2017, Commission Staff presented  
6 the proposed revisions and we voted to adopt them.<sup>7</sup> The adopted revised regulations  
7 are attached to this order as an appendix.

8 Final Order

9 This order constitutes the final decision in this proceeding. This decision  
10 may be appealed within thirty days of this order in accordance with AS 22.10.020(d) and  
11 Alaska Rule of Appellate Procedure 602(a)(2). In addition to the appellate rights afforded  
12 by AS 22.10.020(d), a party has the right to file a petition for reconsideration in  
13 accordance with 3 AAC 48.105. If such a petition is filed, the time period for filing an  
14 appeal is tolled and then recalculated in accordance with Alaska Rule of Appellate  
15 Procedure 602(a)(2).

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22 <sup>4</sup>Tr. 38-51; Order R-17-001(2), *Order Issuing Proposed Regulations for Comment*,  
dated August 21, 2017.

23 <sup>5</sup>*Comments of AT&T*, filed September 20, 2017; *Rural Coalition Comments*, filed  
24 September 20, 2017; *Comments of the Alaska Universal Service Administrative*  
25 *Company*, filed September 20, 2017; *Comments of GCI*, filed September 20, 2017;  
*Comments of Alaska Communications*, filed September 21, 2017.

26 <sup>6</sup>Tr. 4-50.

<sup>7</sup>Tr. 97-105.

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**ORDER**

THE COMMISSION FURTHER ORDERS that the regulations set out in the appendix to this order are adopted.

DATED AND EFFECTIVE at Anchorage, Alaska, this 5th day of December, 2017.

BY DIRECTION OF THE COMMISSION  
(Commissioner Janis W. Wilson, dissenting)

