

those standards that ensure openness equivalent to the Commission rule-making process.

(c) Any standards development organization that submits standards to the Administrative Council for Terminal Attachments for publication as technical criteria shall certify to the Administrative Council for Terminal Attachments that:

(1) The submitting standards development organization is ANSI-accredited to the Standards Committee Method or the Organization Method (or their successor Methods as amended from time to time by ANSI);

(2) The technical criteria that it proposes for publication do not conflict with any published technical criteria or with any technical criteria submitted and pending for publication, and

(3) The technical criteria that it proposes for publication are limited to preventing harms to the public switched telephone network, identified in § 68.3 of this part.

**§ 68.608 Publication of technical criteria.**

The Administrative Council for Terminal Attachments shall place technical criteria proposed for publication on public notice for 30 days. At the end of the 30 day public notice period, if there are no oppositions, the Administrative Council for Terminal Attachments shall publish the technical criteria.

**§ 68.610 Database of terminal equipment.**

(a) The Administrative Council for Terminal Attachments shall operate and maintain a database of all approved terminal equipment. The database shall meet the requirements of the Federal Communications Commission and the U.S. Customs Service for enforcement purposes. The database shall be accessible by government agencies free of charge. Information in the database shall be readily available and accessible to the public, including individuals with disabilities, at nominal or no costs.

(b) Responsible parties, whether they obtain their approval from a Telecommunications Certification Body or

utilize the Supplier's Declaration of Conformity process, shall submit to the database administrator all information required by the Administrative Council for Terminal Attachments.

(c) The Administrative Council for Terminal Attachments shall ensure that the database is created and maintained in an equitable and nondiscriminatory manner. The manner in which the database is created and maintained shall not permit any entity or segment of the industry to gain a competitive advantage.

(d) The Administrative Council for Terminal Attachments shall file with the Commission, within 180 days of publication of these rules in the FEDERAL REGISTER, a detailed report of the structure of the database, including details of how the Administrative Council for Terminal Attachments will administer the database, the pertinent information to be included in the database, procedures for including compliance information in the database, and details regarding how the government and the public will access the information.

**§ 68.612 Labels on terminal equipment.**

Terminal equipment certified by a Telecommunications Certification Body or approved by the Supplier's Declaration of Conformity under this part shall be labeled. The Administrative Council for Terminal Attachments shall establish appropriate labeling of terminal equipment. Labeling shall meet the requirements of the Federal Communications Commission and the U.S. Customs Service for their respective enforcement purposes, and of consumers for purposes of identifying the responsible party and model number.

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**§ 68.614 Oppositions and appeals.**

(a) Oppositions filed in response to the Administrative Council for Terminal Attachments' public notice of technical criteria proposed for publication must be received by the Administrative Council for Terminal Attachments within 30 days of public notice to be considered. Oppositions to proposed technical criteria shall be addressed through the appeals procedures

**Pt. 69**

**47 CFR Ch. I (10–1–20 Edition)**

of the authoring standards development organization and of the American National Standards Institute. If these procedures have been exhausted, the aggrieved party shall file its opposition with the Commission for *de novo* review.

(b) As an alternative, oppositions to proposed technical criteria may be filed directly with the Commission for *de novo* review within the 30 day public notice period.

**PART 69—ACCESS CHARGES**

**Subpart A—General**

**Sec.**

- 69.1 Application of access charges.
- 69.2 Definitions.
- 69.3 Filing of access service tariffs.
- 69.4 Charges to be filed.
- 69.5 Persons to be assessed.

**Subpart B—Computation of Charges**

- 69.101 General.
- 69.104 End user common line for non-price cap incumbent local exchange carriers.
- 69.105 Carrier common line for non-price cap local exchange carriers.
- 69.106 Local switching.
- 69.108 Transport rate benchmark.
- 69.109 Information.
- 69.110 Entrance facilities.
- 69.111 Tandem-switched transport and tandem charge.
- 69.112 Direct-trunked transport.
- 69.113 Non-premium charges for MTS-WATS equivalent services.
- 69.114 Special access.
- 69.115 Special access surcharges.
- 69.118 Traffic sensitive switched services.
- 69.119 Basic service element expedited approval process.
- 69.120 Line information database.
- 69.121 Connection charges for expanded interconnection.
- 69.123 Density pricing zones for special access and switched transport.
- 69.124 Interconnection charge.
- 69.125 Dedicated signalling transport.
- 69.128 Billing name and address.
- 69.129 Signalling for tandem switching.
- 69.130 Line port costs in excess of basic analog service.
- 69.131 Universal service end user charges.
- 69.132 End user Consumer Broadband-Only Loop charge for non-price cap incumbent local exchange carriers.

**Subpart C—Computation of Charges for Price Cap Local Exchange Carriers**

- 69.151 Applicability.

- 69.152 End user common line for price cap local exchange carriers.
- 69.153 Presubscribed interexchange carrier charge (PICC).
- 69.154 Per-minute carrier common line charge.
- 69.155 Per-minute residual interconnection charge.
- 69.156 Marketing expenses.
- 69.157 Line port costs in excess of basic, analog service.
- 69.158 Universal service and user charges.

**Subpart D—Apportionment of Net Investment**

- 69.301 General.
- 69.302 Net investment.
- 69.303 Information origination/termination equipment (IOT).
- 69.304 Subscriber line cable and wire facilities.
- 69.305 Carrier cable and wire facilities (C&WF).
- 69.306 Central office equipment (COE).
- 69.307 General support facilities.
- 69.308 [Reserved]
- 69.309 Other investment.
- 69.310 Capital leases.
- 69.311 Consumer Broadband-Only Loop investment.

**Subpart E—Apportionment of Expenses**

- 69.401 Direct expenses.
- 69.402 Operating taxes (Account 7200).
- 69.403 Marketing expenses (Account 6610).
- 69.404 Telephone operator services expenses in Account 6620.
- 69.405 Published directory expenses in Account 6620.
- 69.406 Local business office expenses in Account 6620.
- 69.407 Revenue accounting expenses in Account 6620.
- 69.408 All other customer services expenses in Account 6620.
- 69.409 Corporate operations expenses (included in Account 6720).
- 69.411 Other expenses.
- 69.412 Non participating company payments/receipts.
- 69.413 High cost loop support universal service fund expenses.
- 69.414 Lifeline assistance expenses.
- 69.415 Reallocation of certain transport expenses.
- 69.416 Consumer Broadband-Only Loop expenses.

**Subpart F—Segregation of Common Line Element Revenue Requirement**

- 69.501 General.
- 69.502 Base factor allocation.