



## Public Utility Commission of Texas

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### SCHEDULE A

### FORM FOR CALCULATING BASE AMOUNT WITHOUT IN-KIND COMPENSATION

Pursuant to Chapter 283 Local Government Code (HB 1777) and PUC Subst. R. 26.463

**PUC Support for Completing this Form: 1- 512-936-7322**

#### **PURPOSE OF THIS FORM:**

The purpose of this form is to calculate the 1998 "Base Amount without In-Kind Compensation." In this form you will separately enter the Franchise fees, Licensing fees, Permit fees, Application fees, and other fees, received from each CTP during calendar year 1998. Tear off and return page 4 along with other required materials back to the commission. Do not send back the instructions.

#### **Important Notice:**

*Failure to accurately and timely report this information may result in a delay in implementing your municipality's new franchise compensation rate. Further, for the duration of any delay, a municipality's base amount shall be assumed to be zero. Also a municipality shall not be eligible to recover past compensation it would have received under the new rates.*

## Base Amount without In-kind Services or Facilities

**Note:** *These instructions pertain to the table on page 4 of this Schedule. It is important that you read these instructions thoroughly before completing this table. Only certain types of fees may be included in the calculation of the "Base amount without in-kind".*

### General Instructions:

1. If you received a lump sum payment from a CTP, and cannot separate the payment between the different columns, put the amount in column (b), Franchise fees, unless it clearly belongs in one of the other categories.
2. Do not include revenues received from CTPs that represent franchise fees for cable, long distance, or wireless providers.
3. Do not include compensation from utilities or companies other than CTPs, such as electric providers. If unsure, check the list of CTPs that has been provided in Appendix A.
4. Do not include payments made to the city unrelated to the use of public rights-of way- such as property taxes, sales taxes, utility fees, special assessments, donations, or pole rental fees.
5. Do include all compensation, from all CTPs received in calendar year 1998 as payment for their use of public rights-of-way, including fees paid for franchise agreements, construction permits, excavation permits, applications, inspections, and similar fees in the most appropriate column. If no column seems appropriate, use column (f) and provide an explanation in (g) or on a separate sheet.
6. Do include compensation from CTPs whose access lines meet the definition of Local Government Code Section 283.002.
7. You may include payments received from CTPs in years other than 1998 only to the extent that these payments represent compensation for calendar year 1998 usage of a public right-of-way.
8. Do not include payments received in 1998 from CTPs that represent compensation for use of public rights-of-way for other calendar years, such as 1997 or 1999.
9. If a particular column is not applicable, leave it blank.
10. Round all decimals up to the nearest dollar.
11. Enter the name of the municipality on the top right-hand corner of page 4.
12. If you are a Section IV municipality do not include in any of the columns, compensation from newly annexed areas. Only Section III municipalities are entitled to include compensation from newly annexed areas. If you are unsure if you are a Section IV municipality, go back and review the Base Amount Form, Section II.
13. Send only page 4 back along with any required information.

### Specific Column Instructions:

Column (a) CTP. List each CTP from which you received compensation in calendar year 1998. Please print the name exactly as shown on the list provided. Do not include any utility not shown on the list of CTPs provided. (The commission must consider compensation only from commission-approved CTPs when setting rates.)

- Column (b) Franchise Fees. Include all franchise fees received in calendar year 1998 from each CTP listed in column (a). Franchise fees vary from municipality to municipality. If unsure of the amount received, contact your CTP for verification.
- Column (c) Licensing Fees. Include all license fees required by ordinance and received in calendar year 1998 from each CTP you listed in (a).
- Column (d) Permit and Application Fees. Include all permit and application fees required by ordinance and received in calendar year 1998 from each CTP you listed in (a).
- Column (e) Escalation.  
 (i) You may claim a fee-rate escalation only if it is specifically prescribed in a CTP franchise agreement or ordinance effective or adopted on January 12, 1999, and only if you are a Section III municipality. (Refer to the Base Amount Form, Section II, if you are unsure of your municipality's eligibility.) **SECTION IV MUNICIPALITIES ARE NOT ENTITLED TO RECEIVE ESCALATION, and should leave column (e) blank.**
- (ii) Refer to your franchise fee agreement or ordinance to determine the appropriate basis for escalation, if any, and include the escalation amount in dollars that is known and measurable for calendar year 1999 in column (e) for each CTP. If not known, do not estimate.
- (iii) Escalation based on growth of access lines should not be included in the base amount.
- (iv) Escalation that represents an increase in the fee per line rate should be included.
- (v) If any escalation is being reported, attach the relevant portion(s) of your franchise agreement or ordinance to the hard copy of your form submitted to the PUC, and a copy of the calculation to support the escalation amount reported.
- Column (f) Other fees. Include all other fees related to the public right of way required by ordinance and received in calendar year 1998 from each CTP you listed in (a).
- Column (g) Explanation of Other Fees. Provide a brief description of any other fees included in column (g). If you are constrained for space, attach a separate page.
- Column (h) Total per CTP. Provide the total of all fees reported across each row in columns (b) through (f) for each CTP.
- Line 18 Total Base Amount Without In-Kind Compensation. Provide the total of all amounts in column (h). Transfer this amount to the line marked "Schedule A" in the appropriate Section for your municipality in the Base Amount form. (You will transfer this amount to only one of the following pages: Section III, page 4; or Section IV, either p. 5 or 7.)

**Schedule A**

(e) Not applicable to Sect. IV Munis.

**Municipality:** \_\_\_\_\_

	CTP (a)	Franchise fees (b)	Licensing fees (c)	Permit/ Application fees (d)	Escalation (e)	Other fees (f)	Explanation of other fees (g)	Total per CTP (h)
1								
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18	This is your "Base Amount without In-Kind Compensation" (Add column (h) for all CTPs, Rows 1 through 17)							

**[STOP. You have calculated your "Base Amount without In-kind." Transfer this value to the Base Amount Form per the instructions]**