



May 19, 2016

VIA ELECTRONIC MAIL:
secretary@dps.ny.gov

Hon. Kathleen Burgess, Secretary to the Commission
New York Public Service Commission
Empire State Plaza
Agency Building 3
Albany, New York 12223-1350

Re: Securus Technologies, Inc.
Proposed Tariff Revisions

Dear Ms. Burgess,

Please find the following proposed revisions to Securus Technologies, Inc.'s ("Securus") Tariff No. 1. Sheets affected by this filing include the following: Sixteenth Revised Sheet No. 2, Second Page No. 4, First Revised Page No. 7, Original Page No. 7.1, First Revised Page Nos. 8 and 13, Fifth Revised Page No. 15, First Revised Page No. 17, Fourth Revised Page No. 18, Sixth Revised Sheet No. 19, Second Revised Sheet No. 19.1, and First Revised Page No. 24.

The purpose of this filing is to comply with the Federal Communications Commission ("FCC") Second Report and Order, Rates for Interstate Inmate Calling Services ("ICS"), WC Docket No. 12-375 released November 5, 2015, as applicable to jails. This FCC Order set rate structures and fee caps applicable to both Intrastate and Interstate ICS. On March 7, 2016, the U.S. Court of Appeals for the District of Columbia Circuit issued a "partial stay" of only two portions of the FCC Order. On March 23, 2016, the DC Circuit modified the stay imposed in the March 7 Order to provide that imposing interim rate caps be stayed as applied to "intrastate calling services." This filing is to modify our intrastate tariff to come into compliance with these FCC requirements. The Company respectfully requests an effective date of June 20, 2016 for this filing.

Securus sincerely appreciates your attention to this matter. Should you have questions regarding this filing, please contact the undersigned at (972) 277-0395 or dconde@securustechnologies.com. You may also contact Linda Nelson, Manager - Regulatory Affairs at (972) 277-0522 or lnelson@securustechnologies.com.

Respectfully submitted,

A handwritten signature in blue ink that reads "Debbie Conde".

Debbie Conde
Senior Regulatory Analyst

Intrastate Telecommunications Services

CHECK SHEET

This tariff contains sheets 1 through 24, inclusive, each of which is effective on the date shown thereon.

<u>Sheet</u>	<u>Revision</u>
1	Original
2	Sixteenth*
3	Original
4	Second*
5	Original
6	Original
7	First*
7.1	Original*
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9	Original
10	Original
11	Original
12	Original
13	First*
14	Original
15	Fifth*
16	Third
17	First*
18	Fourth*
19	Sixth*
19.1	Second*
19.2	Original
20	Original
21	Original
22	Original
23	Original
24	First*

* Indicates new or revised sheet

Issued: May 20, 2016

Effective: June 20, 2016

Issued By: Curtis L. Hopfinger
Director, Regulatory & Government Affairs
14651 Dallas Parkway, Suite 600
Dallas, Texas 75254

Intrastate Telecommunications Services

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Intrastate Telecommunications Services

1.0 DEFINITIONS

For purpose of this tariff, the following definitions will apply:

Ancillary Service Charge – Any charge Consumers may be assessed for the use of Inmate Calling services that are not included in the per-minute charges assessed for individual calls. (N)
(N)

Authorization Code – A pre-defined series of numbers to be dialed by the Inmate User or Authorized User upon access to the Company's system to identify the caller and validate the caller's authorization to use the services provided.

Authorized Fee – A government authorized, but discretionary, fee which a Provider must remit to a federal, state, or local government, and which a Provider is permitted, but not required, to pass through to Consumers. An Authorized Fee may not include a markup, unless the markup is specifically authorized by a federal, state, or local statute, rule, or regulation. (N)
|
(N)

Authorized User – A person who is authorized by the Confinement Facility to be connected to and utilize the Company's services under the terms and regulations of this tariff.

Automated Payment Fees – Credit card payment, debit card payment, and bill processing fees, including fees for payments made by interactive voice response (IVR), web, or kiosk. (N)
(N)

Called Station – The terminating point (i.e. called number) for a call.

Collect Calls – A call which is charged to the Called Station with the approval of an End User who accepts the call at the Called Station by a key-entered positive response. (T)

Commission – Used throughout this tariff to mean the Public Service Commission of New York.

Common Carrier – A company or entity providing telecommunications services to the public.

Company - Securus Technologies, Inc.

Confinement Facility, Correctional Facility or Correctional Institution – Used throughout this tariff to refer to any place designated by law for the confinement of persons held in custody under process of law, under lawful arrest or under mental treatment, including a facility for the detention of juveniles. A Jail or a Prison. (T)
(N)

End User – The person, individual, corporation, or other entity whose telephone number is called by the Inmate User. Other than for Prepaid Service calls, the End User accepts responsibility for payment of the charges for use of the Company's services.

Inmate – Person incarcerated in a Confinement Facility. A person detained at a Jail or Prison, regardless of the duration of the detention. (T)
(T)

Material moved to Original Sheet No. 7.1. (M)

Intrastate Telecommunications Services

The below content was previously found on Original Sheet No. 7.

(M)

Inmate Operator Assisted Service – An automated system which prompts the call originator and the End User on how to complete a call, without the use of a live operator.

Inmate User – A person incarcerated in a facility serviced by the Company who is authorized by the Confinement Facility to be connected to and utilize the Company's services under the terms and regulations of this tariff.

(M)

Jail – A facility of a local, state, or federal law enforcement agency that is used primarily to hold individuals who are (1) awaiting adjudication of criminal charges; (2) post-conviction and committed to confinement for sentences of one year or less; or (3) post-conviction and awaiting transfer to another facility. The term also includes city, county or regional facilities that have contracted with a private company to manage day-to-day operations; privately owned and operated facilities primarily engaged in housing city, county or regional inmates; and facilities used to detain individuals pursuant to a contract with U.S. Immigration and Customs Enforcement.

(N)

Live Agent Fee – A fee associated with the optional use of a live operator to complete Inmate Calling Services transactions.

(N)

Intrastate Telecommunications Services

Local Access and Transport Area (LATA) – The term “Local Access and Transport Area” denotes a geographical area established by the US District Court for the District of Columbia in Civil Action No. 82-0192

Measured Charge – A charge assessed on a per-minute basis in calculating the charges for a completed call. Measured charges are specified as a rate per minute which applies to each minute, with fractional minutes of use counted as one full minute.

Paper Bill/Statement Fees – Fees associated with providing customers of Inmate Calling Services an optional paper billing statement.

(N)
(N)

Pay Telephone – Any pay station instrument through which the Company’s services may be accessed.

Prepaid Balance – A balance that is established with an initial payment by an Inmate User or Authorized User for Prepaid Service. Charges are deducted from the Prepaid Balance on a per minute, real time basis.

Prepaid Card – A card issued by the Company which provides the Inmate User or Authorized User with a Prepaid Balance, an Authorization Code and instruction for accessing the Company’s services. The Inmate User or Authorized User purchases usage on a set prepaid basis.

Prepaid Debit Account – An account that is established with an initial payment either by an Inmate User or the End User for Prepaid Service. Users are provided with a Prepaid Balance, Authorization Code, and instruction for accessing the Company’s services.

Prepaid Service – A service whereby the Inmate User or End User accepts responsibility for payment of the charges in advance of the use of the Company’s service. Service is accessed via a toll-free access number or other access dialing sequence.

Prison – A facility operated by a territorial, state, or federal agency that is used primarily to confine individuals convicted of felonies and sentenced to terms in excess of one year. The term also includes public and private facilities that provide outsource housing to other agencies such as the State Departments of Correction and the Federal Bureau of Prisons; and facilities that would otherwise fall under the definition of a Jail but in which the majority of inmates are post-conviction or are committed to confinement for sentences of longer than one year.

(N)
|
(N)

Surcharge – A non-measured (i.e. fixed) charge which is added to a Measured Charge in calculating the total tariff charges due for a completed call.

Subscriber – The Confinement Facilities to which the Company provides the services specified in this tariff.

Telecommunications – The transmission of a voice communication or, subject to the transmission capabilities of the services, the transmission of data, facsimile, signaling, metering, or other similar communication.

Intrastate Telecommunications Services

- 3.4.3 Service may be discontinued by the Company, without notice, by blocking traffic to certain countries, cities or exchanges, or by blocking calls using certain authorization codes, when the Company deems it necessary to take such action to prevent the unlawful use of its services, and as set forth in Section 2.3 of this tariff. The Company will restore service as soon as it can be provided without undue risk.
- 3.4.4 The Company may refuse to provide service without prior notice when the called party refuses to accept the charges or has subscribed to billed number screening, prohibiting acceptance of such calls.

4.0 RATE DETERMINATION

4.1 Distance Measurements

The airline mileage between two cities can be calculated using the vertical (V) and horizontal (H) coordinates of the serving wire carriers associated with the Company's point-of-presence locations. The method for calculating the airline mileage is obtained by reference to AT&T's FCC Tariff according to the following formula:

$$\sqrt{\frac{(V_1V_2)^2 + (H_1H_2)^2}{10}}$$

In the above example, the V1 and H1 correspond to the V&H coordinates of "City 1" and V2 and H2 correspond to the V&H coordinates of "City 2".

4.2 Call Timing

Correctional Facilities require time limits be placed on Inmate initiated calls. Timing of Inmate initiated calls begins when the End User accepts the call and the Inmate and End User are connected. The call ends when either the Inmate or End User hangs up, as determined by the industry standard methods generally in use for ascertaining disconnection or when the call timer reaches the maximum time allowed by the Correctional Facility. Call attempts that are not completed or not accepted by the End User will not be billed.

(D)(N)
|
(D)(N)

Intrastate Telecommunications Services

5.0 PAYMENTS AND CHARGES (Continued)

5.1 Billing Arrangements (Continued)

5.1.2 When billing functions on behalf of the Company or its intermediary are performed by local exchange telephone companies or others, the payment of charge conditions and regulations of such companies and any regulations imposed upon these companies by regulatory bodies having jurisdiction apply.

5.1.3 The Company's bills are due upon receipt. Amounts not paid within 30 days from the date of the invoice will be considered past due and may be subject to a late fee on past due amounts at the maximum lawful rate under applicable state law. If End User presents an undue risk of nonpayment at any time, the Company may require that End User pay its bills within a specified number of days and make such payments in cash or the equivalent of cash. In the case of any End User who elects to post a deposit pursuant to Section 5.5, the Company may deduct any past due balances from the deposit.

5.1.4 End Users with questions about invoices may contact the Company directly at 14651 Dallas Parkway, Suite 600, Dallas, TX 75254

5.1.5 The Company accepts payments by personal check, cashier's check, money order, online banking, debit card or credit card. Cash payments are accepted via Western Union and MoneyGram. Debit/Credit Card payments may be remitted over the phone or via the Company website www.securustech.net. A payment fee will apply to Debit/Credit Card payments. This fee does not apply to payments mailed to the company or submitted via a customer's online banking service.

Automated Payment Fees (where available) – Credit card payment, debit card payment, and bill processing fees, including fees for payments made by interactive voice response (IVR), web, or kiosk (where available).
Automated payment fees - \$3.00

Live Agent Fee – A fee associated with the optional use of a live operator to complete Inmate Calling Services transactions.
Live Agent Fee - \$5.95

(D)(N)

(D)(N)

Intrastate Telecommunications Services

6.0 RATES AND CHARGES

This section sets forth the rates and charges applicable to the Company's intrastate telecommunications service offering. Long distance charges consist of variable Measured Charge for usage, depending on the duration and distance of the call.

(D)

(D)

(D)

Intrastate Telecommunications Services

6.1 Intrastate Rates and Charges

IntraLata and InterLata Each Additional Minute Charges	\$0.40	(T)
IntraLata and InterLata-First Minute	\$4.35	(T)

6.2 Prepaid Service Rates

Option 1:
Per minute charge \$0.50

Option 2:

Rates and charges for prepaid calling services are provided at a ten percent discount off standard operator assisted collect call rates.

Option 3:

Rates and charges for prepaid calling services are provided at the standard contracted collect call rates applicable to the facility requesting prepaid services.

AdvanceConnect Rates:

The rates for AdvanceConnect Accounts are the same as those for the Company's intrastate telecommunications service.

6.3 Paper Bill Statement/Fee

Paper Bill/Statement Fees
Fees associated with providing customers of Inmate Calling Services an optional paper billing statement.

Paper Bill/Statement Fee - \$2.00

(T)
|
(N)
|
(N)

6.5 Simplified Intrastate Inmate Rates

The following simplified rate option is available to facilities. Per minute rates apply regardless of time of day or type of call.

First Minute: \$1.73
Each Additional minute charge: \$0.15

(T)
(T)

Intrastate Telecommunications Services

Reserved for Future Use

(N)
(D)



(D)

Intrastate Telecommunications Services

6.8 New York City Dept. of Correction (NYCDOC) Rates and Charges

Local Rates and Charges

Collect and Prepaid Collect

Local Each Additional Minute Charge	\$0.10	(T)
Local First Minute	\$1.85	(T)

Intrastate Rates and Charges

Collect and Prepaid Collect

IntraLata Each Additional Minute Charges	\$0.20	(T)
IntraLata First Minute	\$1.95	(T)
InterLata Each Additional Minute Charges	\$0.40	(T)
InterLata First Minute	\$4.35	(T)

Inmate Debit Rates and Charges

Applicable to Local and Intrastate Calls

<u>Local</u>	<u>Charge</u>
First 3 Minutes	\$0.6225
Each additional minute over 3 minutes	\$0.0376

<u>IntraLata</u>	<u>Charge</u>
First 3 Minutes	\$0.855
Each additional minute over 3 minutes	\$0.125

<u>InterLata</u>	<u>Charge</u>
First 3 Minutes	\$1.66
Each additional minute over 3 minutes	\$0.35

(D)

(D)

Intrastate Telecommunications Services

9.0 PREPAID SERVICE (Continued)

9.2 AdvanceConnect Accounts

End Users who prefer to pay in advance for Collect Calls that originate from Confinement Facilities, or else if the End User's local exchange carrier does not have a billing and collection agreement with the Company or its intermediary, may set up an AdvanceConnect Account with the Company with an initial payment. The Account is set up with the initial payment and may be replenished by the End User. Applicable state taxes and fees are calculated and deducted from the balance at the conclusion of the call.

(C)

(C)

When the balance in an AdvanceConnect Account reaches ten dollars (\$10) or below, the End User will receive an automated courtesy call from the Company notifying the End User with such an announcement. If the End User's balance reaches zero prior to replenishment of the Account, the End User will be blocked from receiving further calls from any Confinement Facility served by the Company until the balance is replenished or an alternative billing arrangement is made.

The End User may request a refund of the available balance in the AdvanceConnect Account either by written request to the Company or by contacting the Company at its toll free telephone number once the End User verifies certain account information. Any such unused balances will expire in one hundred eighty (180) days following the last call made, unless the balance is either fully depleted or a refund has been requested. No refunds of unused balances will be issued after the expiration date.

(D)

(D)

AdvanceConnect Account service is available twenty-four (24) hours a day, seven (7) days a week to all terminating locations served. Access to such services by the Inmate User may be subject to time-of-day and usage restrictions imposed by individual Confinement Facilities. No minimum service period applies. For debiting purposes, call timing is rounded up to the nearest one (1) minute increment. Usage charges are computed and rounded up to the nearest one (1) cent on a per call basis. Balances are not charged for incomplete calls.