

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE APPLICATION OF T- )  
NETIX TELECOMMUNICATIONS SERVICES, )  
INC. FOR A CERTIFICATE OF AUTHORITY TO )  
P R O V I D E I N T E R E X C H A N G E )  
TELECOMMUNICATIONS SERVICES IN )  
SOUTH DAKOTA )

**ORDER GRANTING  
CERTIFICATE OF  
AUTHORITY**

**TC01-044**

On April 23, 2001, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02 and 20:10:24:05, received an application for a certificate of authority from T-NETIX Telecommunications Services, Inc. (T-NETIX).

T-NETIX proposes to offer specialized call processing and other services to the corrections industry. The services will be limited to collect calls initiated by inmates from coin telephones in correctional facilities. T-NETIX will offer call control features including: one-way, out-going only service; blocked access to "411," 800/888/877, 900 and other calls; caller ID blocking to outside parties, and call recording and management. A proposed tariff was filed by T-NETIX. The Commission has classified long distance service as fully competitive.

On April 26, 2001, the Commission electronically transmitted notice of the filing and the intervention deadline of May 11, 2001, to interested individuals and entities. No petitions to intervene or comments were filed and at its May 8, 2001, meeting, the Commission considered T-NETIX's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that T-NETIX not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. Commission Staff further recommended a waiver of ARSD 20:10:24:02(8) and 20:10:24:05(4), (6) and (7).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that T-NETIX has met the legal requirements established for the granting of a certificate of authority. T-NETIX has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. Further, the Commission finds that there is good cause to waive ARSD 20:10:24:02(8) and 20:10:24:05(4), (6) and (7). The Commission approves T-NETIX's application for a certificate of authority, subject to the condition that T-NETIX not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that T-NETIX's application for a certificate of authority is hereby granted, effective June 22, 2001, subject to the condition that T-NETIX not offer a prepaid

calling card or require deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that the Commission finds good cause to waive ARSD 20:10:24:02(8) and 20:10:24:05(4), (6) and (7).

FURTHER ORDERED, that T-NETIX shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 14<sup>th</sup> day of May, 2001.

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| <b>CERTIFICATE OF SERVICE</b>  |
| The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by first class mail, in properly addressed envelopes, with charges prepaid thereon. |
| By: <u>Helaine Kalbo</u>   |
| Date: <u>5/15/01</u>   |
| (OFFICIAL SEAL)  |

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner