

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE:

PRODIGY SOLUTIONS, INC.

DOCKET NO. TF-2019-0032

ORDER APPROVING TARIFF AND REQUIRING REVISED TARIFF SHEETS

PROCEDURAL HISTORY

On January 2, 2019, the Utilities Board (Board) issued an order terminating rule making in Docket No. RMU-2017-0004, which required all alternative operator services (AOS) providers to file current tariffs with the Board. On March 14, 2019, the Board issued an order requiring all AOS companies to file a complete tariff for Board approval and to file additional information.

On April 1, 2019, Prodigy Solutions, Inc. (Prodigy), filed a proposed tariff to comply with the Board orders issued in Docket No. RMU-2017-0004. Prodigy's tariff was filed in Docket No. TF-2019-0032. The Board subsequently issued an order docketing and suspending the proposed tariff and on May 27, 2020, issued an order requiring revisions to the proposed tariff. On June 25, 2020, Prodigy filed a revised tariff in response to the May 27, 2020 Board order.

The Office of Consumer Advocate (OCA), a division of the Iowa Department of Justice; Global Tel*Link Corporation; Prison Policy Initiative; and Securus Technologies, LLC, are parties to this docket.

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On December 11, 2020, the Board issued an order requiring revisions to the revised tariff. On January 21, 2021, Prodigy filed a revised tariff in compliance with the December 11, 2020 Board order. On January 26, 2021, OCA filed comments in response to Prodigy's January 21, 2021 revised tariff.

DISCUSSION

The Board has reviewed the revised tariff filed by Prodigy on January 21, 2021, and finds that Prodigy's proposed tariff, as revised, is in substantial compliance with Board requirements. The tariff implements a rate of \$0.21 per minute for calls, which is consistent with rates for interstate inmate calling set by the Federal Communications Commission. The rates will become effective once the tariff is approved by the Board. The Board considers it important that these reduced fees be implemented as soon as possible and is approving the tariff on that basis.

A. OCA Comments

In its comments, OCA raised one concern. OCA suggests that because section 2.7 of Prodigy's tariff is titled "Mandatory Taxes, Mandatory Fees and Authorized Fees," Prodigy's statement regarding the billing of taxes should include mandatory fees and authorized fees and replace the prior sentence within section 2.7.

B. Board Discussion

Section 2.7 of Prodigy's tariff reads:

All Mandatory Taxes, Mandatory Fees and Authorized Fees (e.g. sales tax, municipal utilities tax) are listed as separate line items on the bill and are not included in the approved rates in this tariff. The Mandatory Taxes, Mandatory Fees and Authorized Fees charged for inmate calling service comply with the Federal Communications Commission requirements for interstate calling. The billing of taxes on intrastate calls

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will be in accordance with the same restrictions as are required by the Federal Communications Commission rules for interstate calls.

The Board has required all inmate calling service companies to include in their tariffs the language added by Prodigy to section 2.7.

On Original Page 2, Table of Contents, Prodigy will be required to remove the reference to "Service Area Map," as the tariff does not include a service area map. Also in the Table of Contents, Prodigy will be required to correct the page numbers for "Section 2 – Rules and Regulations," which begins on Original Page 8; "Section 3 – Description of Service," which begins on Original Page 15; and "Section 4 – Rates," which begins on Original Page 19.

Lastly, Prodigy will be required to fix the numbering on Original Page 21. Section 4.4.1 Ancillary Service Charges includes subparts where the first charge is also numbered 4.4.1. Prodigy will be required to update the numbering to 4.4.1.A, 4.4.1.B, 4.4.1.C, and 4.4.1.D, respectively.

Based on substantial compliance with Board requirements for providing inmate calling service, the Board will approve Prodigy's proposed tariff, as revised. Prodigy will be required to file revised tariff sheets consistent with this order as a new tariff filing.

ORDERING CLAUSES

IT IS THEREFORE ORDERED:

1. The proposed tariff filed by Prodigy Solutions, Inc., on January 21, 2021, and identified as Docket No. TF-2019-0032, is approved, subject to complaint and investigation, and will become effective as of the date of this order.

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2. Within 30 days from the date of this order, Prodigy Solutions, Inc., shall file revised tariff sheets with the following revisions:
- a. Remove the reference to "Service Area Map" on Original Page 2.
 - b. Correct the page numbers within the Table of Contents on Original Page 2 for sections 2, 3, and 4.
 - c. Revise the section numbers in section 4.4.1 on Original Page 21 to maintain numerical continuity.

UTILITIES BOARD

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Richard W. Lozier, Date: 2021.02.11
Jr. 13:43:46 -06'00'

ATTEST:

Anna Hyatt Date: 2021.02.12
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Joshua J Byrnes Date: 2021.02.11
10:47:48 -06'00'

Dated at Des Moines, Iowa, this 12th day of February, 2021.