

REQUEST FOR RECORDS DISPOSITION AUTHORITY		LEAVE BLANK (NARA use only)	
To NATIONAL ARCHIVES & RECORDS ADMINISTRATION 8601 ADELPHI ROAD, COLLEGE PARK, MD 20740-6001		JOB NUMBER	NI-173-11-4
1 FROM (Agency or establishment) Federal Communications Commission		Date Received	8/22/11
2 MAJOR SUB DIVISION Media Bureau		NOTIFICATION TO AGENCY	
3 MINOR SUB DIVISION Policy Division		In accordance with the provisions of 44 U S C 3303a, the disposition request, including amendments is approved	
4 NAME OF PERSON WITH WHOM TO CONFER Shoko B Hair		5 TELEPHONE (202) 418-1379	DATE 8/22/11
6 AGENCY CERTIFICATION I hereby certify that I am authorized to act for this agency in matters pertaining to the disposition of its records and that the records proposed for Disposal on the attached ___1___page(s) are not needed now for the business of this agency or will not be needed after the retention periods specified, and that written concurrence from the General Accounting Office, under the provisions of Title 8 of the GAO Manual for Guidance of Federal Agencies.		ARCHIVIST OF THE UNITED STATES <i>[Signature]</i>	
<input checked="" type="checkbox"/> is not required <input type="checkbox"/> is attached, or <input type="checkbox"/> has been requested		DATE	TITLE
8/1/2011	<i>[Signature]</i> S. Hair		Records Officer
7 ITEM NO	8 DESCRIPTION OF ITEM AND PROPOSED DISPOSITION	9 GRS OR SUPERSEDED JOB CITATION	10 ACTION TAKEN (NARA USE ONLY)
	See Attachment		

Media Bureau

Appeal of Local Rate Orders

Prior to 1999 the Commission shared regulating authority of cable service tier rates with Local Franchising Authorities (LFAs) under the provisions of the 1992 Cable Act. LFAs were responsible for regulating the basic service tier (BST) and the Commission was responsible for regulating the cable programming services tier (CPST) and for hearing appeals of LFA orders on the basic service tier.

The 1996 Cable Act modified the previous act's establishment of regulation of CPST rates and the rate complaint process. The Commission's authority to regulate the rates charged for the cable programming services tier was terminated after March 31, 1999. Therefore, current rates charged for the CPST are determined by the cable company and the Commission does not have the authority to review these rates or to investigate allegations that the rates are excessive. As the 1996 Act did not modify the LFA's ability to regulate BST rates, regulatory review of BST rates remains with the LFAs and appeals of LFA orders on BST rates are filed with the Commission.

Item 1: FCC Regulation of CPST Rates Pre-March 31, 1999

Prior to March 31, 1999, a complaint could be filed by subscribers or the LFA seeking FCC review of CPST rates proposed by a cable operator. The FCC would issue an order approving or denying the proposed CPST rates.

- (a) Case Files. They contained the complaint, opposition, reply, and any related correspondence, FCC decisions, reconsiderations and/or applications for review, if applicable.

Disposition **Temporary.** Destroy upon approval of this schedule.

Item 2: Local Rate Order Appeals

An appeal is filed by cable operators when they are seeking a review of an ordinance adopted by a local franchising authority (LFA) that denies proposed rates that the cable operator seeks to charge subscribers for basic cable service and equipment. The FCC will issue an order disposing of the issue raised in the appeal which is binding on the LFA.

- (a) Case Files. They contain the appeal, opposition, reply and any related correspondence, FCC decisions, reconsiderations and/or applications for review, if applicable.

Disposition **Temporary.** Cutoff in year in which case closed. Destroy 3 years after cutoff.

Item 3: Local Rate Order Tracking Log (Masterfile)

Disposition. **Temporary.** Cutoff in year in which case closed Destroy 3 years after cutoff