

Washington State Conditions on Designation of Budget PrePay, Inc. as an Eligible Telecommunications Carrier

1. Within 30 days of approval of its ETC designation in Washington and prior to offering Lifeline services, Budget PrePay, Inc. (Budget or Company) must make a compliance filing for approval by the Commission containing the following:
 - a. Budget's Lifeline rate plans, terms and conditions. The rates, terms and conditions shall include all provisions that apply to the Lifeline services offered by Budget in Washington state and detailed procedures explaining how customers can participate in a particular Lifeline plan.
 - b. Budget's proposed language to be used in all advertising of Lifeline services and on its websites. The language shall include information directing customers to the Washington State Office of the Attorney General for complaints regarding any Lifeline service issues.
 - c. Budget's Lifeline Customer Application Form.

Commission Staff shall review Budget's compliance filing and recommend to the Commission whether it should be approved or rejected within ten business days. Budget shall not offer Lifeline services until the Commission has approved its compliance filing.

2. Budget shall file with the Commission any future changes to its rates, terms, or conditions at least one day prior to the effective date of the change.
3. The information on Budget's rates, terms and conditions shall be provided in a package sent or given to Lifeline customers after enrollment in Budget's Lifeline program, as well as at Budget's official Lifeline websites.
4. Budget shall also provide Lifeline customers with the choice of all other rate plans available to its regular customers.
5. For the rate plan free of charge to customers, Budget must offer a minimum of 250 minutes per month. The Company may invoke Condition No. 2 only for the purpose of increasing the number of minutes in the Lifeline plan.
7. Budget shall deactivate a Lifeline account if the customer has no usage for 60 consecutive days. No fewer than eight business days before deactivation, Budget shall send the customer a written notice by mail about the potential deactivation and ways to avoid unwanted deactivation. The customer shall have a 30 day grace period from the deactivation date to reactivate the Lifeline account by making a call. When a customer reactivates the account, Budget must deposit the minutes the customer is entitled to for the grace period.

8. On a quarterly basis beginning with the quarter ending on September 30, 2012, Budget shall provide the number of Lifeline customers that it enrolls each month. Budget shall also report the number of deactivated Lifeline customers each month by service plan and the reasons for deactivation (e.g., no usage for 60 consecutive days, annual verification unsuccessful, or voluntary exit). Quarterly reports shall be filed with the Commission no later than 30 days after the end of each quarter.
9. Budget shall respond within 30 days to Commission Staff's information requests on Budget's Lifeline operations, including but not limited to Lifeline customers' usage patterns and Lifeline customer records.
10. Budget shall cooperate with the Commission and the Department of Social and Health Services (DSHS) to work out a procedure to verify Budget Lifeline customers' eligibility.
11. Budget must not deduct airtime minutes for calls to customer care made from the customer's handset by dialing 611. Budget shall explicitly state the policy of free 611 calls in its Lifeline service agreements. Budget may require the customer to call the toll-free customer care number from another phone if necessary to resolve technical issues related to the handset or its programming.
12. Budget shall have DSHS audit its Lifeline customers' eligibility (including program eligibility and duplication with other Lifeline providers) at least once a year. Beginning in 2013, by March 31 of each year, Budget shall file with the Commission the record of its Lifeline customers who qualify based on their participation in Medicaid, Supplemental Nutrition Assistance Program, Supplemental Security Income and Temporary Assistance for Needy Families in the prior calendar year. The customer records are subject to review of the Commission and DSHS. The records must have all the necessary information and be in an electronic format required by DSHS. After the Commission and DSHS notify Budget of the results of the eligibility review, Budget must take appropriate measures to either correct the customer records or stop providing services to ineligible customers and report the resolutions to the agencies within 60 days of the notice. This condition shall be in place until the national accountability database for duplicate Lifeline claims and the national database for Lifeline customer eligibility are fully functional.
13. Budget shall provide the Commission a copy of its annual Lifeline Verification survey results that it files with the Universal Service Administration Company (USAC) by August 31 of each year.
14. Budget shall file with the Commission, by March 31 of each year, a report on the number of complaints, categorized by the different nature of complaints that it received from Washington Lifeline customers during the prior calendar year (e.g., billing disputes and service quality complaints). This report shall include complaints filed with Budget, the Commission's Consumer Protection and Communications Section, the Washington State Office of the Attorney General, and the Federal Communications Commission (FCC).

The Commission reserves the rights to revoke Budget's ETC designation if Budget fails to provide reasonable quality of service.

15. Budget shall cooperate with the Washington State Enhanced 911 Program (E911) and all Public Safety Answering Points on E911 issues and shall, upon request, designate a representative to serve as a member or alternate member of the Washington State E911 Advisory Committee or its Communications Sub-committee.
16. Budget shall participate in the Washington State E911 Program's "What's Your Location" public information campaign if the E911 Program requests the participation of wireless carriers.
17. Budget shall collaborate with the Washington State E911 Program to test the compatibility of its handsets with the new Emergency Service Information Network in Washington, including supplying handsets representative of Budget's proprietary software and technical assistance should call delivery discrepancies be discovered.
18. Budget shall comply with rules on cessation of business as specified in WAC 480-120-083.
 - a. Prior to cessation of business, Budget shall make arrangements with its underlying carriers to provide minutes already sold to customers under the same terms and conditions it has with the customers, or provide refunds to the existing customers.
 - b. Budget shall provide written notice to the following persons at least 30 days in advance of cessation of service:
 - i. The Commission;
 - ii. The state 911 program;
 - iii. Each of its customers;
 - iv. The national number administrator.
 - c. The notice to the Commission and the state 911 program must include the same information required by WAC 480-120-083 (3).
 - d. The notice to the customers must include the same information required by WAC 480-120-083 (4).
 - e. The notice to the national number administrator must include the same information required by WAC 480-120-083 (7).
 - f. Budget shall file with the Commission at least 30 days in advance of its cessation of business and request the relinquishment of its ETC designation in Washington.
19. Budget shall collect and maintain necessary records and documentation to ensure its compliance with the applicable FCC and Commission requirements, including existing

requirements and any future modifications. The records and documentation shall be provided to Commission Staff upon request.

20. Budget shall cooperate with Commission Staff on phone number conservation issues and shall comply with 47 C.F.R. § 52.
21. Budget shall comply with all applicable federal and Washington state statutes and regulations, including Enhanced 911 tax contributions.