

SB 1790

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THE STATE SENATE
Monday, February 22, 2010

Senate Bill No. 1790

SENATE BILL NO. 1790 - By: Marlatt of the Senate and Peters of the House.

[telecommunications - exempting competitive services from certain requirements - codification - emergency]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 139.111 of Title 17, unless there is created a duplication in numbering, reads as follows:

A. Telecommunications services providers as defined in 165:55-1-4 of the Oklahoma Administrative Code that have services which have been deemed competitive by the Corporation Commission, such services shall no longer be regulated or subject to the following:

- 1. Submission of tariffs, provided the Telecommunications Service Provider maintains a website describing rates, terms and conditions of such service;
- 2. Submission of promotional offerings or individual case-basis contracts;
- 3. Notice requirements, provided customers are made aware of any price increase, which may be provided via electronic means;
- 4. Exchange reclassification requirements;
- 5. Limitations on return check charges;

- 1 6. Directory publications and state telephone numbering
- 2 requirements;
- 3 7. Consumer-provided equipment or inside wiring requirements
- 4 and charges;
- 5 8. Billing and payment requirements;
- 6 9. Service interruption requirements;
- 7 10. Credit or deposit requirements;
- 8 11. Suspension, denial and termination of service requirements;
- 9 12. Network service and transmission requirements;
- 10 13. Extension of facilities and carrier of last resort
- 11 requirements; and
- 12 14. Minimum service standards.

13 B. Nothing herein shall limit the Commission's ability, within

14 its existing jurisdiction, to:

- 15 1. Resolve consumer telecommunications service complaints;
- 16 2. Require Telecommunications Service Providers to contribute
- 17 to state funds, including, but not limited to, the Oklahoma
- 18 Universal Service Fund and the Oklahoma High Cost Fund;
- 19 3. Require Telecommunications Service Providers to offer
- 20 Lifeline and Linkup America services; and
- 21 4. Require Telecommunications Service Providers to provide
- 22 Emergency 911 services, as required pursuant to The Nine-One-One

1 Emergency Number Act and applicable rules of the Oklahoma
2 Administrative Code.

3 C. Telecommunications Service Providers offering services which
4 have been deemed competitive by the Commission shall no longer be
5 subject to the provisions of Section 139.103 of Title 17 of the
6 Oklahoma Statutes.

7 SECTION 2. It being immediately necessary for the preservation
8 of the public peace, health and safety, an emergency is hereby
9 declared to exist, by reason whereof this act shall take effect and
10 be in full force from and after its passage and approval.

11 COMMITTEE REPORT BY: COMMITTEE ON ENERGY & ENVIRONMENT, dated
12 2-18-10 - DO PASS, As Amended and Coauthored.