

JAN 20 2010

A BILL FOR AN ACT

RELATING TO INTRASTATE TELECOMMUNICATIONS SERVICES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 269-16.85, Hawaii Revised Statutes, is
2 amended to read as follows:
3 " ~~[+] §269-16.85 [-] Local exchange~~ Retail intrastate
4 **services; fully competitive.** (a) Notwithstanding section
5 269-16.9 or any other law to the contrary, the public utilities
6 commission shall treat ~~[the State's local exchange]~~ retail
7 intrastate services, under the commission's classification of
8 services relating to costs, rates, and pricing, as fully
9 competitive and apply all commission rules in accordance with
10 that designation. In addition, a telecommunications carrier
11 shall not be required to obtain approval or provide any cost
12 support or other information to establish or otherwise modify in
13 any manner its rates, fares, and charges, or to bundle any
14 service offerings into a single or combined price package;
15 provided that a telecommunications carrier, except upon
16 receiving the approval of the commission, shall not charge a
17 higher rate for any retail telecommunications service than the



1 rate for the same service included in the telecommunications
2 carrier's filed tariff. All rates, fares, charges, and bundled
3 service offerings shall be filed with the public utilities
4 commission for information purposes only.

5 (b) This section shall apply to retail rates charged for
6 service to end-user consumers only and shall not apply to
7 wholesale rates charged for services provided under section
8 269-34 by a telecommunications carrier to another
9 telecommunications provider, a wireless communications provider,
10 a voice over internet protocol communications provider, or other
11 similar communications provider.

12 (c) Nothing herein shall modify any requirements of a
13 telecommunications carrier to provide lifeline telephone
14 service, comply with carrier of last resort obligations, or
15 comply with applicable service quality standards."

16 SECTION 2. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 3. This Act shall take effect on July 1, 2010.

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Report Title:

Intrastate Telecommunications Services

Description:

Clarifies that the public utilities commission shall treat retail intrastate telecommunications services as fully competitive. Clarifies that the fully competitive designation shall not apply to services provided according to the statutory obligations of telecommunications carriers.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

