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Bruce/Laffen
3/3/18

CS FOR SENATE BILL NO. 205(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered:

Referred:

Sponsor(s): SENATOR MEYER

A BILL

FOR AN ACT ENTITLED

"An Act relating to the Regulatory Commission of Alaska; and relating to telecommunications regulations, exemptions, charges, and rates."

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

* **Section 1.** AS 29.35.070(a) is amended to read:

(a) The assembly acting for the area outside all cities in the borough and the council acting for the area in a city may regulate, fix, establish, and change the rates and charges imposed for a utility service provided to the municipality or its inhabitants by a utility that is not subject to regulation under AS 42.05 unless that utility is exempted from regulation under AS 42.05.711(a), (d) - (k), (o), (p), or (r) [, OR IS EXEMPTED UNDER REGULATIONS ADOPTED UNDER AS 42.05.810 FROM COMPLYING WITH ALL OR PART OF AS 42.05.141 - 42.05.712, 42.05.990, OR 42.05.995].

* **Sec. 2.** AS 42.05.141 is amended by adding new subsections to read:

(e) The commission may not designate a local exchange carrier or an

interexchange carrier as the carrier of last resort.

(f) The commission may designate an eligible telecommunications carrier consistent with 47 U.S.C. 214(e).

* **Sec. 3.** AS 42.05.711 is amended by adding a new subsection to read:

(u) A utility that provides telecommunications services is exempt from the provisions of this chapter, other than AS 42.05.141(f), 42.05.221 - 42.05.281, 42.05.296, 42.05.306, 42.05.631, 42.05.641, and 42.05.830 - 42.05.860.

* **Sec. 4.** AS 42.05.820 is amended to read:

Sec. 42.05.820. No municipal regulation. A long distance telephone company or a local exchange carrier that is exempted in whole or in part from complying with all or a portion of this chapter may not be regulated by a municipality under AS 29.35.060 and 29.35.070.

* **Sec. 5.** AS 42.05.890 is amended to read:

Sec. 42.05.890. Definitions. In AS 42.05.820 - 42.05.890 [AS 42.05.800 - 42.05.890],

(1) "local exchange carrier" means any carrier certificated to provide local telephone services;

(2) "long distance carrier" or "long distance telephone company" means any carrier certificated to provide long distance telephone services;

(3) "long distance telephone service" or "long distance service" means intrastate, interexchange telephone service.

* **Sec. 6.** AS 42.05.145, 42.05.325, 42.05.800, and 42.05.810 are repealed.

* **Sec. 7.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION: REGULATORY COST CHARGE. Notwithstanding AS 42.05, as amended by secs. 2 - 6 of this Act, a telecommunications utility required to pay an annual regulatory cost charge as a regulated public utility under AS 42.05.254 before the effective date of this Act shall continue to pay the regulatory cost charge as a regulated public utility until July 1, 2019.