

AMENDMENT #2

OFFERED IN THE HOUSE

BY REPRESENTATIVE GARA

TO: CSHB 106(JUD)

1 Page 1, line 2: (title amendment)

2 Delete "; and to exemptions from retail tariff filing requirements and"

3 Insert ", and to"

4

5 Page 2, line 3:

6 Delete "new sections"

7 Insert "a new section"

8

9 Page 2, line 4, through page 3, line 1:

10 Delete all material.

11

12 Page 3, line 3:

13 Delete "(a)"

14

15 Page 3, lines 20 - 21:

16 Delete all material.

17

18 Page 3, following line 31:

19 Insert a new bill section to read:

20 "* **Sec. 4.** AS 42.05.990 is amended by adding new paragraphs to read:

21 (9) "competitive service area" means an area served by a local
22 exchange carrier in which at least 50 percent of all retail customers have a choice of
23 facilities-based service providers; the area may be

1 (A) the entire service area; or
2 (B) if the entire service area is not competitive, specifically
3 identified communities within the service area that are competitive;

4 (10) "facilities-based service provider" means a telephone utility that
5 offers a portion of its products and services by means of facilities it owns and operates
6 or by means of facilities and unbundled network elements it leases from another
7 provider, or any combination of facilities owned and leased;

8 (11) "network element" means a facility or equipment used in the
9 provision of a telecommunications service;

10 (12) "retail" means services or products sold directly to the actual user
11 of the services or products;

12 (13) "unbundled" has the meaning given in 47 U.S.C. 251(c)(3)."
13

14 Renumber the following bill sections accordingly.