

HOUSE BILL NO. 222

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE ELKINS

Introduced: 3/17/05

Referred: Community and Regional Affairs, Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to telecommunications services in a competitive market; and providing**
2 **for an effective date."**

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

4 *** Section 1.** AS 42.05 is amended by adding a new section to read:

5 **Sec. 42.05.433. Telecommunications services in a competitive market.** (a)

6 A local exchange carrier operating in a competitive market is not subject to retail tariff
7 filing requirements and is exempt from the following provisions of this chapter:
8 AS 42.05.361, 42.05.371, 42.05.381, 42.05.391, 42.05.411, 42.05.421, and 42.05.431.

9 (b) In this section,

10 (1) "competitive market" means an entire service area or communities
11 within a service area specifically identified by the commission

12 (A) served by two or more local exchange carriers; or

13 (B) where the commission has designated two or more eligible
14 telecommunications carriers;

1 (2) "eligible telecommunications carrier" means a telecommunications
2 utility eligible under 47 U.S.C. 214(e) (Federal Communications Act), as amended by
3 the Telecommunications Act of 1996 (P.L. 104-104);

4 (3) "local exchange carrier" means a carrier certificated to provide
5 local telephone services;

6 (4) "retail" means services or products sold directly to the actual user
7 of the services or products.

8 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).