

SENATE BILL No. 879

November 29, 2001, Introduced by Senator SCHWARZ and referred to the Committee on Technology and Energy.

A bill to amend 1991 PA 179, entitled
"Michigan telecommunications act,"
(MCL 484.2101 to 484.2701) by adding section 304c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 304C. (1) THE LEGISLATURE FINDS THAT THE RATES FOR
2 CUSTOMERS OF PROVIDERS WITH MORE THAN 250,000 CUSTOMERS IN THIS
3 STATE ARE EXCESSIVE AND ARE NOT JUST AND REASONABLE AS REQUIRED
4 UNDER SECTION 304.

5 (2) THE LEGISLATURE FINDS THAT THE RATES FOR CUSTOMERS OF
6 PROVIDERS WITH MORE THAN 250,000 CUSTOMERS IN THIS STATE ARE
7 EXCESSIVE IN AN AMOUNT GREATER THAN \$200,000,000.00.

8 (3) WITHIN 90 DAYS OF THE EFFECTIVE DATE OF THE AMENDATORY
9 ACT THAT ADDED THIS SECTION, THE COMMISSION SHALL CONDUCT
10 HEARINGS UNDER SECTION 304 TO PROVIDE ALL PROVIDERS AFFECTED BY
11 THIS SECTION AN OPPORTUNITY TO PRESENT EVIDENCE AND TO OTHERWISE

1 SHOW WHY THE COMMISSION SHOULD NOT ORDER RATE ADJUSTMENTS IN
2 CONFORMITY WITH THE LEGISLATIVE FINDINGS UNDER THIS SECTION.

3 (4) A PROVIDER THAT HAS ITS RATES ADJUSTED ON A PRO RATA
4 BASIS UNDER THIS SECTION BY AN AMOUNT EQUAL TO OR GREATER THAN
5 THE LEGISLATIVE FINDINGS UNDER SUBSECTION (2) IS NOT SUBJECT TO
6 SECTION 310(7).