

**2001 DRAFTING REQUEST**

**Bill**

Received: 08/09/2001

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Judith Robson (608) 266-2253**

By/Representing: **Ron Sklanksy**

This file may be shown to any legislator: **NO**

Drafter: **kunkemd**

May Contact:

Addl. Drafters:

Subject: **Public Util. - telco**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Extended area telephone service

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**Instructions:**

Prepare companion to LRB-3532

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:

*At Intro*

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FE Sent For:

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NOTE

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8/10

2001 BILL

Re Gen

1 AN ACT to create 196.197 of the statutes; relating to: extended area telephone  
2 service and granting rule-making authority.

*Analysis by the Legislative Reference Bureau*

Under current law, the public service commission (PSC) is authorized to regulate the provision of local telephone service. The PSC has promulgated rules that allow customers to petition the PSC for "extended area telephone service," which is defined as telephone service in which customers in one exchange may call customers in other exchanges without incurring toll charges. Under the rules, the telecommunications utilities serving the affected exchanges must survey customers about their willingness to pay the rate increases required for the service. Also under the rules, unless at least 50% of the customers in one of the affected exchanges respond favorably to the survey, the PSC must deny the petition and is allowed not to consider another petition regarding the exchanges for two years. Otherwise, the PSC must hold a hearing on the petition.

Under this bill, the PSC must hold a hearing on a petition if each of the following applies: 1) at least 50% of the customers in one of the affected exchanges respond to the survey; and 2) a majority of the customers who respond to the survey are in favor of the requested service. In addition, the bill requires the PSC to promulgate rules regarding the process for making a petition and the conditions under which the PSC may grant a petition.

This bill is introduced as required by s. 227.26 (2) (f), stats., in support of the action of the joint committee for review of administrative rules on July 18, 2001, in suspending section PSC 167.08 (2), Wis. Adm. Code, and a portion of section PSC

**BILL**

167.09 (1), Wis. Adm. Code, which are rules of the PSC. The suspended rules require the PSC to deny a petition, and allow the PSC not to consider a petition, under the circumstances described above.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 196.197 of the statutes is created to read:

2           **196.197 Extended area telephone service. (1) DEFINITION.** In this section,  
3 “extended area telephone service” means telephone service in which customers in  
4 one exchange may call customers in another exchange or combination of exchanges  
5 without incurring toll charges.

6           **(2) PROCEDURE. (a)** The commission may grant a petition for the provision of  
7 extended area service. In determining whether a petition will be granted, the  
8 commission shall require the affected telecommunications utilities to conduct a  
9 survey of customer willingness to pay any rate increments made necessary by the  
10 provision of the extended area telephone service. The survey shall be approved by  
11 the commission and distributed to all customers who would experience a rate  
12 increase if the petition were granted.

13           **(b)** The commission shall hold a public hearing to consider whether the petition  
14 for extended area telephone service will be granted if all of the following occur:

15           1. At least 50% of the customers in one of the exchanges surveyed under par.

16           **(a)** respond to the survey.

17           2. A majority of the customers responding to the survey conducted under par.

18           **(a)** are in favor of the petitioned extended area telephone service.



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-3604/1dn

MDK:.....

JLD

Senator Robson:

This is the Senate companion bill to LRB-3532/1, which was jacketed for the Assembly.

Mark D. Kunkel  
Legislative Attorney  
Phone: (608) 266-0131  
E-mail: mark.kunkel@legis.state.wi.us

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-3604/1dn  
MDK:jld:kjf

August 9, 2001

Senator Robson:

This is the Senate companion bill to LRB-3532/1, which was jacketed for the Assembly.

Mark D. Kunkel  
Legislative Attorney  
Phone: (608) 266-0131  
E-mail: [mark.kunkel@legis.state.wi.us](mailto:mark.kunkel@legis.state.wi.us)

## Barman, Mike

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**From:** Delaporte, Maggie  
**Sent:** Thursday, August 09, 2001 10:31 AM  
**To:** Barman, Mike  
**Subject:** RE: LRB-3532/1 (attached) (JCRAR Report needed before "Jacketing.")  
JCRAR report attached. Please jacket for the Senate and Assembly. Thanks much.

-----Original Message-----

**From:** Delaporte, Maggie  
**Sent:** Wednesday, July 25, 2001 01:57 PM  
**To:** Delaporte, Maggie  
**Subject:** FW: LRB-3532/1 (attached) (JCRAR Report needed before "Jacketing.")

-----Original Message-----

**From:** Barman, Mike  
**Sent:** Wednesday, July 25, 2001 12:50 PM  
**To:** Sklansky, Ron; Rep.Grothman  
**Cc:** Kunkel, Mark  
**Subject:** LRB-3532/1 (attached) (JCRAR Report needed before "Jacketing.")

for Senate  
-3604 / 1



**Barman, Mike**

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**From:** Kunkel, Mark  
**Sent:** Thursday, August 09, 2001 11:36 AM  
**To:** Barman, Mike  
**Subject:** Senate companion to LRB-3532

Mike:

The Senate companion bill to LRB-3532 is LRB-3604

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Mark D. Kunkel  
Legislative Attorney  
Legislative Reference Bureau  
(608) 266-0131

