

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1330

S.P. 492

In Senate, March 28, 1991

Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

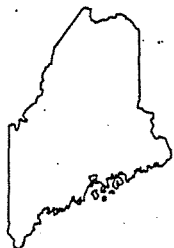
JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator VOSE of Washington
Cosponsored by Representative CLARK of Millinocket.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

**An Act to Promote Competition in Providing Telecommunications
Services.**



Be it enacted by the People of the State of Maine as follows:

2
4 Sec. 1. 35-A MRSA §102, sub-§20, as enacted by PL 1987, c. 141, Pt. A, §6, is amended to read:

6 20. Telephone line. "Telephone line" includes all
8 conduits, ducts, poles, wires, cables, instruments and
10 appliances, specifically including telecommunications equipment
12 for customers with special needs subject to the provision of
14 section 7504, and all other real estate, fixtures and personal
16 property owned, controlled, operated or managed in connection
18 with or to facilitate communication by telephone, whether that
20 communication is accomplished with or without use of transmission
22 wires. A telephone line does not include wiring on the
24 customer's side of a network interface device or other point of
26 demarcation as defined by the Federal Communications Commission
28 or the Public Utilities Commission.

30 Sec. 2. 35-A MRSA §7306 is enacted to read:

32 §7306. Customer premises inside wire

34 Any investment, revenue, expenses or earnings associated
36 with the installation, repair or maintenance of wiring on the
38 customer's side of a network interface device or other point of
40 demarcation as defined by the Federal Communications Commission
42 or the Public Utilities Commission may not be considered in
44 setting rates for telephone utilities.

30
32 STATEMENT OF FACT

34 In 1987, the Federal Communications Commission deregulated
36 the installation, repair and maintenance of certain telephone
38 wiring located on the customer's premises. Pursuant to this
40 decision, the Public Utilities Commission authorized certain
42 telephone companies to remove the tariff on these services. In
44 1989, a federal court reversed the Federal Communications
46 Commission's order and thereby left to each state the decision of
whether to deregulate intrastate inside wiring.

42 This bill provides that the Public Utilities Commission no
44 longer regulates the installation, repair and maintenance of
46 telephone wiring located on the customer's premises and that
investments, expenses, revenues or earnings associated with
"inside wire" may not be considered in setting rates.