

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

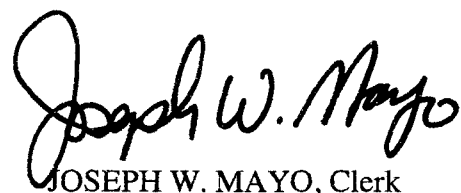
No. 541

H.P. 399

House of Representatives, January 19, 1999

**An Act to Clarify the Jurisdiction of the Public Utilities Commission
with Regard to Wireless Carriers.**

Submitted by the Public Utilities Commission pursuant to Joint Rule 204.
Reference to the Committee on Utilities and Energy suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative DAVIDSON of Brunswick.
Cosponsored by Senator CAREY of Kennebec and
Representatives: BERRY of Belmont, LaVERDIERE of Wilton, Senator: KONTOS of
Cumberland.

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

Sec. 1. 35-A MRSA §102, sub-§13, ¶¶C and D, as repealed and replaced by PL 1991, c. 342, §2, are amended to read:

C. The commission's jurisdiction and control over and regulation of basic exchange telephone service offered by a provider of mobile telecommunications services if, after investigation and hearing, the commission determines that the provider is engaged in the provision of basic exchange telephone service; and

D. Negotiations for, or negates agreements or arrangements existing on the effective date of this paragraph relating to, rates, terms and conditions for interconnection provided by a telephone utility to a company providing radio paging or mobile telecommunications services; and

Sec. 2. 35-A MRSA §102, sub-§13, ¶¶E and F are enacted to read:

E. The commission's jurisdiction, control and regulation of radio paging service and mobile telecommunications service for the purpose of central office code conservation measures; and

F. The commission's jurisdiction, control and regulation of radio paging service and mobile telecommunications service for the purpose of requiring contributions toward a state universal service fund or other program established under section 7104.

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SUMMARY

This bill grants the Public Utilities Commission limited jurisdiction over radio paging and mobile telecommunications services. It requires radio paging and mobile telecommunication service providers to comply with any central office code conservation measures adopted by the commission that may be necessary to prevent or delay the adoption of a 2nd area code for the State. The bill also clarifies the commission's jurisdiction to require mobile telecommunications service providers to participate in state universal service efforts, including assessments toward a state universal service fund.