

ORIGINAL HOUSE
BILL NO. 0176A

ENROLLED ACT NO. 129, HOUSE OF REPRESENTATIVES

FIFTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
1995 GENERAL SESSION

with this section. The fund shall be administered by the commission. All telecommunications companies shall contribute to the universal service fund. The dates for contributions to the fund and disbursements from the fund shall be set by the commission, after notice and opportunity for hearing, as necessary to accomplish the objectives of the fund as specified in subsections (c) and (d) of this section. The costs of administering the fund may be included in determining required contributions.

(b) The commission shall after notice and opportunity for hearing, designate the method by which the contributions shall be calculated, collected and distributed in order to achieve the goals set forth in W.S. 37-14-102. The commission shall authorize an additional monthly charge to customers, in the amount specified by the commission, to recover each contributor's required payment to the universal service fund.

(c) The commission shall administer the monies in the universal service fund to assist only those customers of telecommunications companies located in areas of this state with relatively high rates for essential services. The commission, after notice and opportunity for hearing, shall determine a reasonable amount and a fair method of distributing monies. The commission may authorize a credit to customer bills, in the amount specified by the commission, to reflect distributions received by the local exchange company from the universal service fund. The commission shall ensure that the method shall promote the emergence of competition in providing local exchange service.

(d) In accordance with the method of distribution determined by the commission, a telecommunications company shall receive funds under this section to the extent that its local exchange rates, after consideration of any contributions from the federal universal service fund, exceed one hundred thirty percent (130%) of the weighted statewide average local exchange rates.

ORIGINAL HOUSE
BILL NO. 0176A

ENROLLED ACT NO. 129, HOUSE OF REPRESENTATIVES

FIFTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
1995 GENERAL SESSION

(e) The operation of the universal service fund may be suspended by the commission, based upon a public interest finding, after notice and an opportunity for a hearing, that the fund is not then serving its intended purpose.

(f) The commission's decisions under this section shall be subject to the provisions of the Wyoming Administrative Procedure Act.

Section 2. W.S. 37-2-119 and 37-2-306 are amended to read:

37-2-119. MATTERS TO BE CONSIDERED AND DETERMINED IN INVESTIGATION. In conducting any investigation pursuant to the provisions of this act the commission may investigate, consider and determine such matters as the cost or value, or both, of the property and business of any public utility, used and useful for the convenience of the public, and all matters affecting or influencing such cost or value, the operating statistics for any public utility both as to revenues and expenses and as to the physical features of operation in such detail as the commission may deem advisable; the earnings, investment and expenditures of any such corporation as a whole within this state, and as to rates in local-exchanges-or plants of any telephone,--telegraph, water, electrical or gas corporations, the geographical location thereof shall be considered as well as the population of the municipality in which such plant or-exchange is located.

37-2-306. APPLICABILITY; VOLUNTARY PARTICIPATION OR WITHDRAWAL.

(a) W.S. 37-2-301 through 37-2-305 apply to providers of regulated-local essential telecommunications services as defined in W.S. 37-14-103 with more than fifty--thousand--(50,000)--subscribers thirty thousand (30,000) access lines.

(b) Regulated Providers of local telecommunications services with fewer than fifty-thousand-(50,000)-subscribers thirty

ORIGINAL HOUSE
BILL NO. 0176A

ENROLLED ACT NO. 129, HOUSE OF REPRESENTATIVES
FIFTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
1995 GENERAL SESSION

thousand (30,000) access lines may petition the commission to participate in the telephone assistance program. The commission shall grant a petition to participate in the telephone assistance program unless federal requirements for obtaining matching federal low income telephone assistance require otherwise.

Section 3. W.S. 37-1-101(a)(vi)(B) is repealed.

Section 4. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)


Speaker of the House


President of the Senate


Governor

TIME APPROVED: 1:40 P.M.

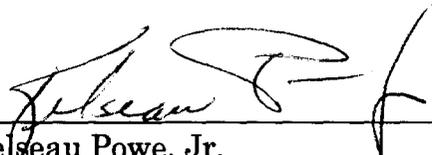
DATE APPROVED: 3-1-95

I hereby certify that this act originated in the House.


Chief Clerk

CERTIFICATE OF SERVICE

I, Kelseau Powe, Jr., do hereby certify that on this 13th day of March, 1995, I have caused a copy of the foregoing U S WEST SUPPLEMENTAL COMMENTS, to be served via first-class United States Mail, postage prepaid, upon the persons listed on the attached service list.


Kelseau Powe, Jr.

***Via Hand-Delivery**

(PR94110.cos/JB/lh)

*Reed E. Hundt
Federal Communications Commission
Room 814
1919 M Street, N.W.
Washington, DC 20554

*James H. Quello
Federal Communications Commission
Room 802
1919 M Street, N.W.
Washington, DC 20554

*Andrew C. Barrett
Federal Communications Commission
Room 826
1919 M Street, N.W.
Washington, DC 20554

*Rachelle B. Chong
Federal Communications Commission
Room 844
1919 M Street, N.W.
Washington, DC 20554

*Susan P. Ness
Federal Communications Commission
Room 832
1919 M Street, N.W.
Washington, DC 20554

*Robert H. McNamara
Federal Communications Commission
Room 5322
2000 L Street, N.W.
Washington, DC 20036

*Ralph A. Haller
Federal Communications Commission
Room 5002-B
2025 M Street, N.W.
Washington, DC 20554

*Gerald P. Vaughan
Federal Communications Commission
Room 5002
2025 M Street, N.W.
Washington, DC 20554

*John Cimko, Jr.
Federal Communications Commission
Room 644
1919 M Street, N.W.
Washington, DC 20554

*International Transcription
Services, Inc.
Suite 140
2100 M Street, N.W.
Washington, DC 20037

***Rosalind K. Allen**
Federal Communications Commission
Room 5202
2025 M Street, N.W.
Washington, DC 20554

***Edward R. Jacobs**
Federal Communications Commission
Room 5202
2025 M Street, N.W.
Washington, DC 20554

***Regina Keeney**
Federal Communications Commission
Room 5002
2025 M Street, N.W.
Washington, DC 20554

Bil Tucker
John R. Smyth
Steve Ellenbecker
Wyoming Public Service Commission
700 West 21st Street
Cheyenne, WY 82001