

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

437C0472

HOUSE STATE AFFAIRS COMMITTEE

ENGROSSED NO. **SB151** - 3/1/99

Introduced by: Senators Everist, Brosz, Brown (Arnold), Dennert, Dunn (Jim), Duxbury, Flowers, and Hutmacher and Representatives Broderick, Duniphan, Kazmerzak, and Koetzle

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the prices for
2 residential and business local exchange service that may be charged by certain
3 telecommunications companies.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 49-31-86 be amended to read as follows:

6 49-31-86. Prices ~~as of January 1, 1998,~~ for residential and business local exchange service,
7 both recurring and nonrecurring, for a telecommunications company with more than two hundred
8 thousand retail access lines in the state may not be changed unless reduced by the company. If
9 the telecommunications company reduces its prices for residential or business local exchange
10 service pursuant to §§ 49-31-1 ~~through to~~ 49-31-89, inclusive, it ~~shall~~ may not subsequently
11 increase such prices. However, this restriction does not apply to promotions that last ninety days
12 or less. The telecommunications company shall publicly announce the beginning and ending date
13 of the promotion period. The provisions of § 49-31-4 and §§ 49-31-12 to 49-31-12.5, inclusive,
14 do not apply to prices for services regulated by this section.

15 Section 2. No telecommunications company may offer any promotion exempt from the

1 provisions of § 49-31-86 more than twice in any calendar year. No telecommunications company
2 may run any such promotions consecutively. No benefit from a promotion may be extended to
3 any customer beyond the promotion period.

4 Section 3. The exemption for promotions provided by section 1 of this Act is not effective
5 until December 31, 2000, in the local exchange area of any facilities-based competitive local
6 exchange carrier certified by the commission that provides broadband network services
7 throughout its local exchange area.

1 **BILL HISTORY**

2 1/26/99 First read in Senate and referred to State Affairs. S.J. 197

3 2/5/99 Scheduled for Committee hearing on this date.

4 2/5/99 State Affairs Do Pass Amended, Passed, AYES 8, NAYS 0. S.J. 348

5 2/9/99 Motion to Amend, Passed. S.J. 406

6 2/9/99 Senate Do Pass Amended, Passed, AYES 32, NAYS 2. S.J. 406

7 2/10/99 First read in House and referred to State Affairs. H.J. 473

8 2/22/99 Scheduled for Committee hearing on this date.

9 2/24/99 Scheduled for Committee hearing on this date.

10 2/26/99 Scheduled for Committee hearing on this date.

11 2/26/99 State Affairs Do Pass Amended, Passed, AYES 12, NAYS 1. H.J. 805