

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

437C0472

SENATE ENGROSSED NO. **SB151** - 2/10/99

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 provisions of § 49-31-4 and §§ 49-31-12 to 49-31-12.5, inclusive, do not apply to
13 prices for services regulated by this section.

14 Section 2. No telecommunications company may offer any promotion exempt from the
15 provisions of § 49-31-86 more than twice in any calendar year. No telecommunications company
16 may run any such promotions consecutively. No benefit from a promotion may be extended to

1 any customer beyond the promotion period.

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