

1 SENATE BILL NO. 51
 2 INTRODUCED BY D. ZOLNIKOV
 3 BY REQUEST OF THE PUBLIC SERVICE COMMISSION
 4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING TELECOMMUNICATIONS PROVIDER
 6 REGISTRATION LAWS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 69-3-805, MCA;
 7 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
 8

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 10

11 **Section 1.** Section 69-3-805, MCA, is amended to read:

12 **"69-3-805. Registration of telecommunications providers -- rulemaking.** (1) Before any person or
 13 entity provides telecommunications service within the state of Montana, it shall file ~~with the commission~~ a notice
 14 ~~including with the commission:~~

15 (a) ~~the name, address, and telephone number of the provider;~~

16 (b) ~~the name, address, and telephone number of the person responsible for regulatory contacts~~
 17 ~~and customer dispute resolution on behalf of the provider;~~

18 (c) ~~a description of the provider's existing operations and general service and operating areas in~~
 19 ~~any other jurisdictions;~~

20 (d) ~~a list of the provider's parent, subsidiary, and affiliated companies, together with principal~~
 21 ~~addresses and telephone numbers of each;~~

22 (e) ~~initial tariffs or price lists for regulated telecommunications services, including a narrative~~
 23 ~~description of the regulated telecommunications to be offered and the geographic area and markets to be~~
 24 ~~served;~~

25 (f) ~~a general description of the facilities and equipment that will be used to provide services,~~
 26 ~~including whether the service will be offered on a facilities basis, a resale basis, or a combination of both of~~
 27 ~~them;~~

28 (g) ~~a statement of whether the provider intends to draw from the federal or state universal service~~

1 fund or other explicit support funds, including a statement of whether the provider intends to seek the
2 commission's designation as an eligible telecommunications carrier;

3 (h) ~~disclosure of any formal actions against it by any court or state or federal regulatory agency~~
4 ~~that resulted in any type of penalty or sanction within the 5 years prior to the date of filing the notice;~~

5 (i) ~~if the provider is other than a corporation, a description of the form of ownership, the names~~
6 ~~and addresses of all principal owners and managers, the provider's agent for service of process in Montana,~~
7 ~~and the date of creation of the business entity; and~~

8 (j) ~~other information from regulated telecommunications carriers as the commission may require to~~
9 ~~accomplish the purposes of this chapter.~~

10 (2) ~~The commission may waive any of the requirements set forth in subsection (1).~~

11 (3)(2) The provider shall file with the commission a report of any judgment, penalty, or sanction
12 entered in any other jurisdiction that could adversely affect the provider's ability to provide communications
13 services in Montana.

14 (3) The commission shall adopt rules to implement this section."

15

16 NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

17

- END -