

Hall of the House of Representatives
83rd General Assembly - Regular Session, 2001
Amendment Form

Subtitle of Senate Bill No. 935

"TO REVISE THE CARRIER COMMON LINE POOL TO ASSURE REASONABLE AND
AFFORDABLE TELEPHONE SERVICE."

Amendment No. 1 to Senate Bill No. 935.

Amend Senate Bill No. 935 as engrossed, S3/20/01:

Page 1, line 33, delete "exists" and substitute "exist"

AND

Page 1, line 33, delete "May" and substitute "June"

AND

Page 1, delete line 35 and substitute the following
"carriers that have been previously required. There is hereby created an allocation of AICCLP funds to be known as the "Extension of Telecommunications Facilities Fund". A maximum of five hundred thousand dollars (\$500,000) per year of AICCLP funds shall be allocated to fund the "Extension of Telecommunications Facilities Fund" to assist in the extension of telecommunications facilities to citizens not served by the wireline facilities of an eligible telecommunications carrier. There is also created an AICCLP allocation to be known as the "Arkansas Calling Plan Fund." The Arkansas Calling Plan Fund shall receive a maximum of four million, five hundred thousand dollars (\$4,500,000) per year to assist in funding the provision of calling plans in telephone exchanges in the state. The Extension of Telecommunications Facilities Fund and the Arkansas Calling Plan Fund will be funded by the AICCLP assessing one half of the fund to be paid by incumbent local exchange carriers (ILECs) and one half of the fund to be paid by all other telecommunications providers reporting intrastate retail billed minutes of use to the AICCLP. ILECs shall be individually assessed in accordance with the proportion that the ILEC funds the AICCLP credits that are being eliminated by this section, and each other telecommunications provider shall be assessed based on its portion of the total non-ILEC intrastate retail billed minutes of use. Amounts paid by ILECs to fund either the Extension of Telecommunications Facilities Fund or the Arkansas Calling Plan Fund created by this section shall not be recoverable from the Arkansas Universal Service Fund (AUSF). The assessments shall commence upon the first day of the month following the effective date of this act. The

first four million dollars (\$4,000,000) shall be allocated monthly as collected to assure that the AUSF has adequate funds to compensate any retroactive claims that may be made against the AUSF due to the change in test period resulting from the Arkansas Supreme Court decision in case number 99-860 decided March 22, 2001. Following the allocation to the AUSF, assessments shall be made with respect to the Extension of Telecommunications Facilities Fund and the Arkansas Calling Plan Fund only to the extent necessary, but not more than the maximum specified in this section, to fund any extensions of facilities or calling plans approved by the Commission in accordance with applicable law and this section. AICCLP charges determined and"

AND

Page 2, delete line 1 and substitute the following:
"further true up or adjustment. In addition, if an eligible telecommunications carrier was financially harmed by a court ordered change in the test period applicable for the AUSF funding and an alternate test period was used by the eligible telecommunications carrier for more than one (1) year, then the test period for the harmed eligible telecommunications carrier shall remain the test period originally set by the Arkansas Public Service Commission. The commission is authorized to develop and"

AND

Page 2, line 14, delete "continued" and substitute "preservation and advancement of"

AND

Page 2, line 15, delete "availability of"

AND

Page 2, line 17, delete "service at" and substitute "service on an equitable and nondiscriminatory basis and at"

The Amendment was read _____
By: Representative Teague
LH/JB - 040420011144
JMB403 _____ Chief Clerk