

ARKANSAS SENATE
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of Senate Bill No. 1085

"AN ACT CONCERNING HIGH-COST FUNDING FOR ELIGIBLE
TELECOMMUNICATIONS CARRIERS."

Amendment No. 1 to Senate Bill No. 1085.

Amend Senate Bill No. 1085 as originally introduced:

Delete the Title in its entirety and substitute the following:
"AN ACT CONCERNING THE ARKANSAS UNIVERSAL SERVICES FUND; AND FOR OTHER
PURPOSES."

AND

Delete the subtitle in its entirety and substitute:
"AN ACT CONCERNING THE ARKANSAS UNIVERSAL
SERVICES FUND."

AND

Delete everything after the Enacting Clause and substitute the following:

"SECTION 1. Arkansas Code § 23-17-404(e), concerning payment from the
Arkansas Universal Service Fund, is amended to add an additional subdivision
to read as follows:

(9)(A) Through a surcharge on its customer bills over its total
customer access base, an eligible ILEC may recover any reduction in its AUSF
payments up to the amount authorized by the AUSF administrator as of July 1,
2005.

(B) The surcharge is not a tax.

(C)(i) For an electing company under § 23-17-401, the
surcharge shall be in addition to any rate increase authorized under § 23-17-
401.

(ii) For a non-electing ILEC, no general rate
application or earnings review shall be required to implement the surcharge.

SECTION 2. Arkansas Code § 23-17-404, concerning preservation and
promotion of universal service, is amended to add an additional subsection to
read as follows:

(h) The commission shall adopt portability rules as necessary to allow
competitive eligible telecommunications carriers to have access to the AUSF



funds of eligible telecommunications carriers receiving funds from the AUSF.
The commission shall consider cost issues and quality of service issues in
the rule making process.”

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Horn

JDF/JDF - 04-04-2005 11:26

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Secretary