

1-1 By: Zaffirini S.B. No. 773
1-2 (In the Senate - Filed February 18, 2011; March 1, 2011,
1-3 read first time and referred to Committee on Business and Commerce;
1-4 April 4, 2011, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 8, Nays 1; April 4, 2011,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 773 By: Eltife

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to telecommunications service discounts for educational
1-11 institutions, libraries, hospitals, and telemedicine centers.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 58.252, Utilities Code, is amended by
1-14 adding Subdivision (1-a) to read as follows:

1-15 (1-a) "Health center" means a federally qualified
1-16 health center service delivery site.

1-17 SECTION 2. Subsection (b), Section 58.255, Utilities Code,
1-18 is amended to read as follows:

1-19 (b) An electing company shall offer private network service
1-20 contracts under this subchapter at 110 [~~105~~] percent of the long run
1-21 incremental cost of providing the private network service,
1-22 including installation.

1-23 SECTION 3. Subsection (a), Section 58.258, Utilities Code,
1-24 is amended to read as follows:

1-25 (a) Notwithstanding the pricing flexibility authorized by
1-26 this subtitle, an electing company's rates for private network
1-27 services may not be increased before January 1, 2016 [~~2012~~].
1-28 However, an electing company may increase a rate in accordance with
1-29 the provisions of a customer specific contract.

1-30 SECTION 4. Subsection (b), Section 58.259, Utilities Code,
1-31 is amended to read as follows:

1-32 (b) The tariff rate may not be:
1-33 (1) distance sensitive; or
1-34 (2) higher than 110 [~~105~~] percent of the service's
1-35 statewide average long run incremental cost, including
1-36 installation.

1-37 SECTION 5. Subsection (c), Section 58.260, Utilities Code,
1-38 is amended to read as follows:

1-39 (c) The rate for the service may not be higher than 110 [~~105~~]
1-40 percent of the service's long run incremental cost, including
1-41 installation.

1-42 SECTION 6. Subsection (b), Section 58.261, Utilities Code,
1-43 is amended to read as follows:

1-44 (b) The rate for the service may not be higher than 110 [~~105~~]
1-45 percent of the service's long run incremental cost, including
1-46 installation.

1-47 SECTION 7. Section 58.268, Utilities Code, is amended to
1-48 read as follows:

1-49 Sec. 58.268. CONTINUATION OF OBLIGATION. Notwithstanding
1-50 any other provision of this title, an electing company shall
1-51 continue to comply with this subchapter until January 1, 2016
1-52 [~~2012~~], regardless of:

1-53 (1) the date the company elected under this chapter;
1-54 or

1-55 (2) any action taken in relation to that company under
1-56 Chapter 65.

1-57 SECTION 8. Subsection (a), Section 59.077, Utilities Code,
1-58 is amended to read as follows:

1-59 (a) Notwithstanding the pricing flexibility authorized by
1-60 this subtitle, an electing company's rates for private network
1-61 services may not be increased before January 1, 2016 [~~2012~~].

1-62 SECTION 9. Section 59.083, Utilities Code, is amended to
1-63 read as follows:

2-1 Sec. 59.083. CONTINUATION OF OBLIGATION. Notwithstanding
2-2 any other provision of this title, an electing company shall
2-3 continue to comply with this subchapter until January 1, 2016
2-4 [~~2012~~], regardless of:

2-5 (1) the date the company elected under this chapter;

2-6 or

2-7 (2) any action taken in relation to that company under
2-8 Chapter 65.

2-9 SECTION 10. This Act takes effect September 1, 2011.

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