

By: Carona

S.B. No. 984

A BILL TO BE ENTITLED

AN ACT

relating to the elimination of certain tariff filing requirements for telecommunications providers.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 52, Utilities Code, is amended by adding Section 52.007 to read as follows:

Sec. 52.007. TARIFF REQUIREMENTS RELATING TO PROVIDERS NOT SUBJECT TO RATE OF RETURN REGULATION. (a) This section applies only to a telecommunications provider that is not subject to rate of return regulation under Chapter 53.

(b) A telecommunications provider:

(1) is not required to maintain on file with the commission tariffs, price lists, or customer service agreements governing the terms of providing service;

(2) may make changes in its tariffs, price lists, and customer service agreements without commission approval; and

(3) may cross-reference its federal tariff in its state tariff if the provider's intrastate switched access rates are the same as the provider's interstate switched access rates.

(c) A telecommunications provider may withdraw a tariff, price list, or customer service agreement not required to be filed or maintained with the commission under this section if the telecommunications provider:

(1) files written notice of the withdrawal with the

1 commission; and

2 (2) provides written notice to its customers of the
3 rates, terms, and conditions of the services affected by the
4 withdrawn tariff, price list, or agreement or posts the rates,
5 terms, and conditions on the telecommunications provider's
6 Internet website.

7 (d) This section does not affect the authority of the
8 commission to administer or enforce Chapter 56 or any other
9 applicable price regulation permitted or required under this title.

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