

FIRST REGULAR SESSION

# HOUSE BILL NO. 898

## 95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE EMERY.

1729L.01I

D. ADAM CRUMBLISS, Chief Clerk

### AN ACT

To amend chapter 392, RSMo, by adding thereto one new section relating to exchange access rates, with a penalty provision.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 392, RSMo, is amended by adding thereto one new section, to be known as section 392.202, to read as follows:

**392.202. 1. Notwithstanding any other provision of law to the contrary, beginning January 1, 2010, a composite interstate exchange access rate imposed by a local exchange network shall be reduced annually for three years by an amount equal to five percent for each year. Such reduction shall be in addition to any rate rebalancing efforts by a price cap company.**

**2. Subsection 1 of this section shall not apply to any interconnected voice over Internet protocol service provider.**

**3. The commission shall have the power and authority to review actions taken by any local exchange telecommunications company to ensure that this section is carried out. A local exchange telecommunications company failing to comply with the provisions of this section shall be subject to a penalty as provided in section 386.570, RSMo.**

**4. As used in this section, "composite interstate exchange access rate" means the sum of the following individual rate elements from each of the respective local exchange carrier interstate terminating access tariffs:**

**(1) Common carrier line charge;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 16           **(2) Local transport termination fixed;**
- 17           **(3) Local transport facility based on ten miles; and**
- 18           **(4) Local switching.**

✓