

# House Research Act Summary

**CHAPTER:** 247

**SESSION:** 2010 Regular Session

**TOPIC:** Telecommunications

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**Analyst:** Bob Eleff

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## Section

### 1 [237.411] **Reduced rate regulation for certain business customers.**

**Subd. 3. Reduced rate regulation.** Specifies that a telephone company or telecommunications carrier regulated under a reduced rate regulation plan is not required to file specific price information with the Public Utilities Commission, but is required to demonstrate, if requested by the Department of Commerce, attorney general, or the commission, that its pricing is not anticompetitive.

This section is effective retroactively to May 12, 2009.

### 2 [237.74] **Regulation of telecommunications carrier.**

**Subd. 9. Discontinuance.** Prohibits the commission from requiring a telephone company to maintain physical connections with a company that provides only long distance service.

### 3 [237.681] **Private shared services.**

**Subd. 1. Definition.** Defines “private shared services” as telephone, video, and broadband services provided to individual residents in a multi-resident property.

**Subd. 2. Requirements.** Requires a property owner to establish a single location where a telephone company provides equipment that can be connected to services offered by a commercial shared services provider that is mutually agreeable to all three parties. Prohibits a property owner from unreasonably restricting access by a telephone company to that location and from discriminating against a resident

because of the resident's choice of telephone company.

**Subd. 3. Access to alternative provider.** Allows a tenant in a property where private shared services are offered to connect to telephone service from any company, and requires a property owner to make facilities available to allow for that connection at a reasonable rate.

**Subd. 4. Enforcement.** Allows the commission to order a property owner to make facilities available at reasonable prices, terms, and conditions so that a tenant can connect to a telephone company.

**Subd. 5. Exemption.** Exempts that a commercial shared services provider providing services only to tenants or for the provider's own use from statutory provisions governing local exchange competition.

**Subd. 6. Service by local telephone company.** Requires a telephone company to provide services to a customer in a property with shared private services within a reasonable amount of time when requested.

**Subd. 7. Obligation of property owner.** Specifies that this section does not require a commercial shared services provider to shares its wires, cables, or other facilities unless it is also the property owner.

#### 4 [238.08] Franchise requirement.

**Subd. 1. Requirements; conditions.** Specifies that an area for an additional cable franchise held by a telephone company is not more favorable or less burdensome if the franchise area is at least contiguous with the area within which the company offers local exchange service.

This section is effective August1, 2010, and does not affect any litigation pending on that date.