

Accompanying the tenth recommendation of the Office of Consumer Affairs and Business Regulation (House, No. 19). Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT PROVIDING FOR INCREASED FLEXIBILITY IN THE REGULATION OF COMMON CARRIER TELECOMMUNICATIONS SERVICES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Subparagraph (d) of section 12 of chapter 159 of
2 the General Laws, as appearing in the 1994 Official Edition, is
3 hereby amended in line 35 by adding the following sentence: —

4 The Department shall have the authority, after notice to all
5 affected parties and hearing, to determine whether any common
6 carrier telecommunications service is subject to competition and
7 to provide, either by rule or case-by-case determination, for dereg-
8 ulation, detariffing, or modified regulation determined by the
9 Department to be in the public interest for such competitive
10 services.

1 SECTION 2. Sections twelve A, twelve B, twelve C, and
2 twelve D of said chapter one hundred and fifty-nine, as appearing
3 in the nineteen hundred and ninety-four Official Edition, are
4 hereby repealed.

1 SECTION 3. Section 19 of said chapter 159, as appearing in
2 the 1994 Official Edition, is hereby amended by inserting in line 1
3 before the words "Every common carrier" the following words: —
4 Unless the department otherwise orders after notice to all affected
5 parties and hearing,.

1 SECTION 4. Section 20 of said chapter 159, as appearing in
2 the 1994 Official Edition, is hereby amended by inserting in line 6
3 before the word "Whenever" the following words: — Unless the
4 department otherwise orders after notice to all affected parties and
5 hearing,.