

**SENATE  
STATE OF MINNESOTA  
NINETY-SECOND SESSION**

**S.F. No. 758**

(SENATE AUTHORS: RARICK)

DATE  
02/08/2021

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Introduction and first reading  
Referred to Energy and Utilities Finance and Policy

OFFICIAL STATUS

- 1.1 A bill for an act
- 1.2 relating to telecommunications; authorizing a local exchange carrier to elect
- 1.3 competitive market regulation under certain conditions; requiring service to be
- 1.4 offered throughout a service territory if regulated under competitive market
- 1.5 regulation; amending Minnesota Statutes 2020, section 237.025, subdivisions 6,
- 1.6 9.
- 1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.8 Section 1. Minnesota Statutes 2020, section 237.025, subdivision 6, is amended to read:
- 1.9 Subd. 6. **Market regulation and consumer protection.** (a) A local exchange carrier
- 1.10 that has received approval from the commission to be regulated under this section in one
- 1.11 or more of its exchange service areas shall be subject to regulation in those approved
- 1.12 exchange service areas as a telecommunications carrier under section 237.035, and as a
- 1.13 competitive local exchange carrier under Minnesota Rules, parts 7811.2210 and 7812.2210,
- 1.14 as applicable. A local exchange carrier that has obtained approval for at least 90 percent of
- 1.15 the local exchange carrier's access lines may elect to have all of the local exchange carrier's
- 1.16 lines regulated under this section. Nothing in this section shall be construed to provide or
- 1.17 imply that a local exchange carrier regulated under this section is exempted from Minnesota
- 1.18 Statutes and Minnesota Rules applying to competitive local exchange carriers, including,
- 1.19 but not limited to:
- 1.20 (1) sections 237.50 to 237.56;
- 1.21 (2) sections 237.66, 237.661, 237.663, and 237.665;
- 1.22 (3) sections 237.69 to 237.71; and
- 1.23 (4) Minnesota Rules, chapter 7810.

2.1 (b) Regulation under this section is effective 30 days after a petition is deemed approved  
2.2 under subdivision 3 or approved by the commission under subdivision 4.

2.3 Sec. 2. Minnesota Statutes 2020, section 237.025, subdivision 9, is amended to read:

2.4 Subd. 9. **Obligation to serve.** ~~Nothing in this section affects the obligation of a local~~  
2.5 ~~exchange carrier that petitions the commission to be regulated under this section to provide~~  
2.6 ~~service to customers, when requested, in accordance with this chapter, commission rules,~~  
2.7 ~~and its duly authorized tariffs~~ A local exchange carrier that elects to be regulated under this  
2.8 section is required to offer service throughout the local exchange carrier's service territory  
2.9 to the extent required by federal law.