

Reps. Richardville, Ehardt, Meyer, Vander Veen, DeRossett, Gaffney, Hoogendyk, Julian, Milosch, Mortimer, Murphy, O'Neil, Pastor, Rocca, Stewart, Voorhees and Phillips offered the following resolution:

House Resolution No. 147.

A resolution to urge the Michigan Public Service Commission to take certain actions regarding SBC's pending application on unbundling network services.

Whereas, The Michigan Public Service Commission (PSC) conducts hearings under procedures governed by state statutes and administrative rule. This process includes reviewing cost studies of telecommunications providers used to set just and reasonable prices for unbundled network elements; and

Whereas, The Michigan Legislature, in section 203 of the Michigan Telecommunications Act, 1991 PA 179, as amended, has established certain procedures and time frames that govern proceedings before the PSC. Administrative rules on this have also been promulgated under the Administrative Procedures Act, 1969 PA 306; and

Whereas, The PSC has recognized that cost studies used to set the prices of unbundled network elements may need to be updated. The PSC has also stated its intent to give telecommunications providers every reasonable opportunity to update cost studies; and

Whereas, The current prices charged by SBC Michigan for unbundled network elements are based upon cost studies that were developed more than five years ago and were last reviewed by the PSC more than three years ago; and

Whereas, SBC Michigan currently has an application pending before the PSC to review and approve SBC Michigan's cost studies used to set prices for unbundled network elements; and

Whereas, The PSC has currently established a schedule to review SBC Michigan's pending application, under which schedule all input will be received from interested parties and before the PSC by February 9, 2004; now, therefore, be it

Resolved by the House of Representatives, That we urge the Michigan Public Service Commission to review, in a timely and expeditious manner, SBC Michigan's pending application under the currently established schedule and SBC Michigan's cost studies used to set the price of unbundled network elements. We also urge the PSC to issue an order on SBC Michigan's pending applications on or before March 1, 2004, to ensure that SBC Michigan's rates charged to competitors for unbundled network elements are just and reasonable and accurately reflect costs. We further urge the PSC to report the final outcomes of this case to the House of Representatives by March 8, 2004; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Public Service Commission.