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for being concerned is the preservation of the Universal Service Fund. In light of the court's Opinion, contract carriers arguably may be able to avoid contributions or obligations to the state Universal Service Fund. The commission does have specific statutory authority to impose the Universal Service Fund surcharge on other carriers over which the commission does not otherwise have jurisdiction. However, in light of the court's ruling, the reference to all carriers in Section 86-808 of the Nebraska statutes might only refer to contract carriers. A common carrier could set up a separate affiliate that is organized for the purpose of contract carriage. The affiliate could then contract with high-volume users, such as Union Pacific or the state or Good Samaritan Hospital or...just using those as examples, to avoid universal service obligations. As a result, high-volume users could be exempt from the fund, shifting greater obligations to you and I and residential users and small businesses, and the parent common carrier would still be eligible to draw support from the fund. Of the two effects or the two concerns that I've raised, cherry-picking and the contributions to the Universal Service Fund, this latter concern is I think our greater concern. So what can we do about it? Following this ruling, our Transportation Committee convened a...or we asked, I guess, people who have a...who have an interest in this area and the Public Service Commission and NPPD and others who might be interested in utilizing what...what they could do under this Supreme Court Opinion to come together and discuss what our options were and where we were at. As a result of that meeting and efforts to work out at least a temporary solution, I bring to you AM1128. AM1128 is intended to restore, on a temporary basis at least, the state to the pre-March 19th, 1999, regulatory situation, in that...

PRESIDENT MAURSTAD: One minute.

SENATOR BROMM: ...in that it creates a statutory distinction between a telecommunications common carrier and a telecommunications contract carrier, and it further gives the PSC the power to make regulatory distinctions between the categories of contract and common carriers, taking into account the nature of their respective businesses. It is...it is in this manner, we realize this does not solve all of the questions that the Opinion raises, but it is in this manner that we hope