
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1112 Session of
2020

INTRODUCED BY PHILLIPS-HILL, MARTIN, MENSCH, STEFANO,
BARTOLOTTA, BREWSTER, ARNOLD, BAKER, GORDNER, VOGEL,
DINNIMAN, SCAVELLO, PITTMAN AND MASTRIANO, APRIL 30, 2020

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
APRIL 30, 2020

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, in alternative form of regulation of
3 telecommunications services, further providing for additional
4 powers and duties of commission.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 3019(c) of Title 66 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 3019. Additional powers and duties.

10 * * *

11 (c) [(Reserved).] Streamlined regulations for
12 telecommunications carriers.--

13 (1) Notwithstanding any other provisions of this title
14 and subject to paragraph (2), the commission, within 30 days
15 after the effective date of this paragraph and by order
16 published on the commission's publicly accessible Internet
17 website and served upon all certificated telecommunications
18 carriers, shall permanently waive its regulations at 52 Pa.

1 Code Ch. 53 (relating to tariffs for noncommon carriers), §§
2 53.57 (relating to definitions), 53.58 (relating to offering
3 of competitive services), 53.59 (relating to cost support
4 requirements and effective filing dates for tariff filings of
5 noncompetitive services), 53.60 (relating to supporting
6 documentation for promotional offerings, joint or bundled
7 service packages, and toll services) and 53.85 (relating to
8 paper billing fees), as well as all provisions of 52 Pa. Code
9 Chs. 63 (relating to telephone service) and 64 (relating to
10 standards and billing practices for residential telephone
11 service).

12 (2) The waiver of regulations under paragraph (1) shall
13 not apply to the following provisions of 52 Pa. Code:

14 (i) Section 63.37 (relating to operation of the
15 Telecommunications Relay Service System and Relay Service
16 Fund).

17 (ii) Chapter 63L (relating to universal services).

18 (iii) Chapter 630 (relating to abbreviated
19 procedures for review and approval of transfer of control
20 for telecommunications public utilities).

21 (iv) Section 64.23 (relating to Standardizing LEC
22 responses to customer contacts alleging unauthorized
23 charges added to the customer's bill (cramming) and
24 unauthorized changes to the customer's long distance
25 carrier (slamming)).

26 (3) The regulations specified in paragraph (2) and any
27 other commission regulations shall remain in effect subject
28 to the commission's authority to alter, amend, waive or
29 rescind the regulations according to applicable law.

30 (4) The commission shall promptly rescind the

1 regulations waived under paragraph (1).

2 (5) With the exception of the regulations specified in
3 paragraph (2), every three years after the effective date of
4 this paragraph, the commission shall undertake a review of
5 all regulations applicable to telecommunications carriers and
6 shall rescind regulations that are no longer necessary or in
7 the public interest. The commission shall not promulgate any
8 new regulation applicable to the telecommunications carriers
9 if the number of voice subscriptions subject to the
10 commission's jurisdiction is less than 10% of the total voice
11 subscriptions in this Commonwealth, including, but not
12 limited to, mobile wireless and Voice over Internet Protocol
13 subscriptions. If the commission promulgates any new
14 regulation applicable to telecommunications carriers, then
15 the new regulation must be supported by factual findings and
16 determinations, based on an evidentiary record, demonstrating
17 need for the regulation given the competitive market for
18 telecommunications services and that the benefits of the
19 regulation outweigh the cost to comply with and enforce the
20 regulation.

21 * * *

22 Section 2. This act shall take effect in 60 days.