

1999 SENATE INDUSTRY, BUSINESS AND LABOR

SB 2094


1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB2094

Senate Industry, Business and Labor Committee

Conference Committee

Hearing Date January 6, 1999

Tape Number	Side A	Side B	Meter #
1	x		
Committee Clerk Signature 			

Minutes:

Senator Mutch called the meeting to order. All senators present.

Senator Mutch opened discussion on SB2094.

Illona Jeffcoat-Sacco appeared on behalf of the Public Service Commission. Testimony attached

Senator Heitkamp: Why be specific on the numbers? Why not generically put into the law that these people have to provide access to whatever you want out there?

Ms. Jeffcoat-Sacco: That is probably a good idea. I think at the time the attempt to be specific was because of a fear that the general might leave a loophole. If we could come up with really tight general language, I suppose that I would favor that. My attempt was just to update the specifics. I didn't really think about that question at this time. I certainly could work on changing the language.

Senator Heitkamp: Isn't it safe to say that 2 years from now we are going to be redoing this again to include whatever new numbers come up?

Ms. Jeffcoat-Sacco: We are hoping that with the 2 toll free codes that there will be enough toll free numbers, 800 & 888, to last quite some time. That's what the industry nationwide is hoping. So, I don't expect it in 2 years. At some point in the future it may need to be redone.

Senator Thompson: Do we have 877 in North Dakota, or is it just 800 and 888?

Ms. Jeffcoat-Sacco: Senator, I am not familiar with this but that may be an example of what may need to be added to this bill.

Senator Thompson: Maybe we could check that out. I have gotten some literature that said dial an 877 number, but it maybe wasn't within this state.

Ms. Jeffcoat-Sacco: I will make an effort to get information about that dialing pattern.

Senator Mutch: The last sentence starting on line 11, each such person shall insure that no charge to the consumer for using an 800, 888, or 950 access code number is greater than the amount charged for calls placed using the pre subscribed provider of operator services.

Ms. Jeffcoat-Sacco: What I think that's doing, It's not saying that it's going to be as cheap as calling from home. What it's saying is that is you just pick up a pay phone, put in your coin, and make a call, You are going to get a charge based on the operator service provider that is pre subscribed to that pay phone. I think what the last sentence is saying is that, if you choose to dial around, you won't pay any more than that. It's not that you won't pay any more than the 25 or the 10 cents a minute that your paying at home or with the credit card. You won't pay an extra fee just for the privilege of dialing around. That what I think that the last sentence is saying.

Senator Mutch asks for any other questions or for anyone lese to testify.

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Senate Industry, Business and Labor Committee

Bill/Resolution Number Sb2094

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David Crothers from the North Dakota Association of Telephone Cooperative spoke in agreement with Ms. Jeffcoat-Sacco.

Senator Heitkamp: The Xs give it the generic equivalent so that down the road you can do what you what to do and we don't have to deal with this 2 years from now and 4 years from now.

Mr. Crothers: As far as the Xs that is 100% correct. As far as the 800, 888, 850, no sir that could happen in two years.

Senator Mutch asked if anyone else would like to testify in support or opposition to SB2094.

Senator Heitkamp suggested that they hold off until they got the information from Illona before they move on.

The Chairman agreed to conclude the hearing for now.

Committee discussion took place on January 11, 1999.

Senator Krebsbach motioned for a do pass on SB2094. Senator Thompson seconded her motion.

The motion was successful on SB2094. (5 yes, 0 no, and 2 were absent and not voting)

Date: 1/18/98
Roll Call Vote #: 2094

**1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO.**

Senate INDUSTRY, BUSINESS AND LABOR Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By SENATOR KREBSBACH Seconded By SENATOR THOMPSON

Senators	Yes	No	Senators	Yes	No
Senator Mutch	X				
Senator Sand	X				
Senator Klein	X				
Senator Krebsbach	X				
Senator Heitkamp					
Senator Mathern					
Senator Thompson	X				

Total (Yes) 5 No 0

Absent 2

Floor Assignment SENATOR THOMPSON

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
January 11, 1999 2:24 p.m.

Module No: SR-05-0478
Carrier: Thompson
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2094: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2094 was placed on the Eleventh order on the calendar.

1999 HOUSE INDUSTRY, BUSINESS AND LABOR

SB 2094

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2094

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 2-3-99

Tape Number	Side A	Side B	Meter #
1	x		20.4
Committee Clerk Signature <i>Lisa Horner</i>			

Minutes:

SB 2094 Relating to access code number usage.

Chairman Berg opened the hearing on the bill.

Ms. Ilona Jeffcoate-Sacco, ND Public Service Commission, testified in support to the bill.

(see attached written testimony)

Chairman Berg asked about number changes and if there is a way to change sequences. Jeffcoate will get back on possibilities.

Chairman Berg closed the hearing on the bill.

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House Industry, Business and Labor Committee

Bill/Resolution Number Sb 2094

Hearing Date 2-3-99

Motion by Representative Lemieux to approve amendment, second by Klein.

By voice vote all voting yes, 0 no, motion carried.

Motion by Koppang for do pass as amended, 2nd by Brekke

By roll vote, 15 yes, 0 no, motion carried.

Representative Lemieux will carry the bill.

Date: _____
Roll Call Vote #: _____

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2094

House Industry, Business and Labor Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken do pass as amended

Motion Made By _____ Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chair - Berg	/		Rep. Thorpe	/	
Vice Chair - Kempenich	/				
Rep. Brekke	/				
Rep. Eckstrom	/				
Rep. Froseth	/				
Rep. Glassheim	/				
Rep. Johnson	/				
Rep. Keiser	/				
Rep. Klein	/				
Rep. Koppang	/				
Rep. Lemieux	/				
Rep. Martinson	/				
Rep. Severson	/				
Rep. Stefonowicz	/				

Total (Yes) 15 No 0

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2094: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2094 was placed on the Sixth order on the calendar.

Page 1, line 10, overstrike ""800"," and replace ""888"" with ""toll free 8XX""

Page 1, line 12, overstrike ""800"," and replace ""888"" with ""toll free 8XX""

Renumber accordingly

1999 TESTIMONY

SB 2094

SB 2094

Presented by: Illona Jeffcoat-Sacco
Public Service Commission

Before: Senate Industry, Business and Labor Committee
Senator Duane Mutch, Chairman

Date: January 6, 1999

TESTIMONY

Mr. Chairman and committee members, I am Illona Jeffcoat-Sacco, director of the Public Service Commission Public Utilities Division. I appear on behalf of the Commission in support SB 2094.

This bill updates the law to require that telephones used for pay or public telephone service accept the access codes 888 and 101XXX0+ along with the access codes 800 and 950. These dialing patterns are relatively new and were not in use when the statute was originally enacted. The statute should be updated to include these dialing patterns in the guaranteed access required by this law.

Mr. Chairman, that concludes my testimony. I would be happy to respond to any questions from the committee at this time.

SB 2094

Presented by: Illona Jeffcoat-Sacco
Public Service Commission

Before: House Industry, Business and Labor Committee
Representative Rick Berg, Chairman

Date: February 3, 1999

TESTIMONY

Mr. Chairman and committee members, I am Illona Jeffcoat-Sacco, director of the Public Service Commission Public Utilities Division. I appear on behalf of the Commission in support SB 2094.

The purpose of the statute addressed by this bill is to make sure that pay phones do not prohibit customers from calling toll free numbers or using their preferred carrier. As originally drafted, this bill was intended to update the law to require that telephones used for pay or public telephone service accept the access codes 888 and 101XXX0+ along with the access codes 800 and 950. These dialing patterns are relatively new and were not in use when the statute was originally enacted.

Since filing this bill, we have learned that other toll-free access codes should also be included in the statute. Consequently, we are proposing the attached amendment to identify the toll-free access codes as **"toll free 8XX"** rather than trying to list each possible sequence that may be used. The statute should be updated to include these dialing patterns in the guaranteed access required by this law.

Mr. Chairman, that concludes my testimony. I would be happy to respond to any questions from the committee at this time.

PROPOSED AMENDMENTS TO SENATE BILL NO. 2094

Page 1, line 10, after "use" overstrike "800" and replace "888," with " toll free "8XX" "

Page 1, line 12, after "an" overstrike "800" and replace "888," with " toll free "8XX" "

Renumber accordingly