

# HOUSE BILL No. 5463

February 8, 1990, Introduced by Reps. Van Regenmorter, Ciaramitaro, Bartnik, Gire, DeMars, Joe Young, Jr., Sikkema, Strand, Weeks, Kulchitsky, Johnson, Bankes, Fitzgerald, Brown, O'Connor, Oxender, Gilmer, Wallace, Bender, Dolan and Saunders and referred to the Committee on Consumers.

A bill to amend section 10 of Act No. 206 of the Public Acts of 1913, entitled as amended

"An act to declare telephone lines and telephone companies within this state to be common carriers; to regulate the telephone business; to confer certain powers, duties, and responsibilities on the public service commission; to provide for the consolidation of telephone lines and telephone companies; to prohibit certain uses of telephone lines and telephone equipment; to regulate persons using telephone lines and telephone equipment; to prescribe a penalty for the violation of this act; and to repeal certain acts and parts of acts on specific dates,"

being section 484.110 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 10 of Act No. 206 of the Public Acts of  
2 1913, being section 484.110 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 10. ~~No~~ A person, copartnership, or corporation ~~—~~  
5 owning telephone lines and facilities and rendering telephone  
6 service within this state shall NOT increase any rate, toll,

1 rental, or charge ~~—~~ or so alter any classification, contract,  
2 practice, rule, or regulation as to result in ~~any~~ AN increase  
3 in ~~any~~ A rate, toll, rental, or charge, ~~under any circumstance~~  
4 ~~whatsoever~~ except upon an application to the commission, and a  
5 finding by the commission after public hearing that ~~such~~ THE  
6 increase is justified. ~~The commission shall have the power to~~  
7 ~~require the applicant to give such notice as it deems reasonable~~  
8 ~~and necessary under the circumstances, except in those instances~~  
9 ~~where such application is accompanied by a notice and proof of~~  
10 ~~publication thereof for at least 1 insertion in some newspaper of~~  
11 ~~general circulation in the territory served by the line or lines~~  
12 ~~of such applicant, which said notice shall state the increase of~~  
13 ~~rate, toll, rental or charge proposed.~~ NOTICE OF THE POSSIBLE  
14 RATE INCREASE SHALL BE GIVEN IN THE MANNER REQUIRED UNDER  
15 SECTION 6A OF ACT NO. 3 OF THE PUBLIC ACTS OF 1939, BEING  
16 SECTION 460.6A OF THE MICHIGAN COMPILED LAWS.

17 Section 2. This amendatory act shall not take effect unless  
18 Senate Bill No. \_\_\_\_ or House Bill No. 5462 (request no. 04385'89)  
19 of the 85th Legislature is enacted into law.