

SENATE SUBSTITUTE FOR

HOUSE BILL NO. 5280

(As amended June 10, 1998)

A bill to amend 1991 PA 179, entitled
"Michigan telecommunications act,"
(MCL 484.2101 to 484.2604) by adding section 505.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 505. (1) AN END USER OF A TELECOMMUNICATIONS PROVIDER
2 SHALL NOT BE SWITCHED TO ANOTHER PROVIDER WITHOUT THE AUTHORIZA-
3 TION OF THE END USER.
4 (2) THE COMMISSION SHALL ISSUE ORDERS TO ENSURE THAT AN END
5 USER OF A TELECOMMUNICATIONS PROVIDER IS NOT SWITCHED TO ANOTHER
6 PROVIDER WITHOUT THE END USER'S ORAL AUTHORIZATION, WRITTEN CON-
7 FIRMATION, CONFIRMATION THROUGH AN INDEPENDENT THIRD PARTY, OR
8 OTHER VERIFICATION PROCEDURES SUBJECT TO COMMISSION APPROVAL,
9 CONFIRMING THE END USER'S INTENT TO
10 MAKE A SWITCH AND THAT THE END USER HAS APPROVED THE SPECIFIC
11 DETAILS OF THE SWITCH. THE ORDER ISSUED UNDER THIS SECTION SHALL
REQUIRE THAT ALL PROVIDERS COMPLY WITH THE REGULATIONS

HB 5280, As Passed Senate, June 11, 1998

House Bill No. 5280

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1 ESTABLISHED BY THE FEDERAL COMMUNICATIONS COMMISSION ON
2 VERIFICATION PROCEDURES FOR THE SWITCHING OF AN END USER'S TELE-
3 COMMUNICATIONS PROVIDER.

4 (3) AS USED IN THIS SECTION AND SECTION 506:

5 (A) "END USER" MEANS THE RETAIL SUBSCRIBER OF A TELECOMMUNI-
6 CATIONS SERVICE.

7 (B) "TELECOMMUNICATIONS PROVIDER" OR "PROVIDER" MEANS A
8 PERSON THAT PROVIDES 1 OR MORE TELECOMMUNICATIONS SERVICES FOR
9 COMPENSATION. TELECOMMUNICATIONS PROVIDER DOES NOT INCLUDE A
10 PROVIDER OF COMMERCIAL MOBILE SERVICE AS DEFINED IN SECTION
11 332(d)(1) OR PART I OF TITLE III OF THE COMMUNICATIONS ACT OF
12 1934, CHAPTER 652, 96 STAT. 1096, 47 U.S.C. 332.

13 Enacting section 1. This amendatory act does not take
14 effect unless Senate Bill No. 837 of the 89th Legislature is
15 enacted into law.