



HOUSE BILL No. 4338

February 7, 1995, Introduced by Reps. Stallworth, DeMars, Wallace, Dobronski, Olshove, Saunders, Scott, Baade, Murphy, Vaughn, Price, Parks, LaForge, Profit, Bennane, Clack, Leland, Griffin, DeHart, Agee, Kilpatrick, Varga and Hood and referred to the Committee on Public Utilities.

A bill to amend Act No. 3 of the Public Acts of 1939, entitled as amended

"An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law therein on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to provide for a restructuring of rates for certain utilities; to encourage the utilization of resource recovery facilities; to provide for appeals; to provide appropriations; to declare the effect of this act; to prescribe penalties; and to repeal all acts contrary to this act,"

as amended, being sections 460.1 to 460.8 of the Michigan

Compiled Laws, by adding section 6p.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 3 of the Public Acts of 1939, as
2 amended, being sections 460.1 to 460.8 of the Michigan Compiled
3 Laws, is amended by adding section 6p to read as follows:

4 SEC. 6P. (1) AS USED IN THIS SECTION, "COIN OPERATED TELE-
5 PHONE SERVICE" MEANS A TELEPHONE CALL PROVIDED FROM A PUBLIC,
6 SEMIPUBLIC, OR CUSTOMER OWNED AND OPERATED TELEPHONE THAT IS
7 AVAILABLE TO THE PUBLIC AND IS ACCESSED BY THE DEPOSITING OF COIN
8 OR CURRENCY AT THE TIME THE CALL IS MADE.

9 (2) A PERSON SHALL NOT PROVIDE COIN OPERATED TELEPHONE SERV-
10 ICE IN THIS STATE WITHOUT FIRST REGISTERING WITH THE COMMISSION.
11 THE REGISTRATION SHALL INCLUDE ALL OF THE FOLLOWING INFORMATION:

12 (A) THE NAME OF THE PROVIDER.

13 (B) THE ADDRESS AND TELEPHONE NUMBER OF THE PROVIDER'S PRIN-
14 CIPAL OFFICE.

15 (C) IF THE PROVIDER IS NOT LOCATED IN THIS STATE, THE
16 ADDRESS AND TELEPHONE NUMBER OF THE REGISTERED OFFICE AND THE
17 NAME AND TELEPHONE NUMBER OF THE REGISTERED AGENT AUTHORIZED TO
18 RECEIVE SERVICE OF PROCESS IN THIS STATE.

19 (D) THE SPECIFIC LOCATION OF EACH COIN OPERATED TELEPHONE IN
20 MICHIGAN OWNED OR OPERATED BY THE PROVIDER.

21 (3) THE REGISTRATION SHALL BE ACCOMPANIED BY A REGISTRATION
22 FEE OF \$100.00.

23 (4) THE REGISTRATION IS EFFECTIVE IMMEDIATELY UPON FILING
24 WITH THE COMMISSION AND THE PAYMENT OF THE REGISTRATION FEE AND
25 SHALL REMAIN IN EFFECT FOR 1 YEAR FROM ITS EFFECTIVE DATE.

1 (5) A REGISTRATION MAY BE RENEWED FOR 1 YEAR BY FILING WITH
2 THE COMMISSION A RENEWAL REGISTRATION ON A FORM PROVIDED BY THE
3 COMMISSION AND THE PAYMENT OF A RENEWAL FEE OF \$100.00.

4 (6) THE COMMISSION SHALL ESTABLISH A 1-800 TOLL-FREE NUMBER
5 THAT CAN BE DIALED TO REPORT TO THE COMMISSION A COIN OPERATED
6 TELEPHONE THAT IS INOPERATIVE. THE 1-800 NUMBER SHALL BE CON-
7 SPICUOUSLY DISPLAYED BY THE PROVIDER ON OR NEAR EACH COIN OPER-
8 ATED TELEPHONE.

9 (7) IF THE COMMISSION RECEIVES A REPORT PURSUANT TO
10 SUBSECTION (6), IT SHALL IMMEDIATELY NOTIFY THE REGISTERED PRO-
11 VIDER OF THE INOPERATIVE COIN OPERATED TELEPHONE. THE PROVIDER
12 SHALL REPAIR THE COIN OPERATED TELEPHONE WITHIN 30 DAYS FROM THE
13 DATE THE PROVIDER IS NOTIFIED PURSUANT TO THIS SUBSECTION AND
14 ADVISE THE COMMISSION WHEN THE REPAIRS HAVE BEEN MADE.

15 (8) THE COMMISSION MAY IMPOSE A CIVIL FINE OF UP TO \$100.00
16 PER DAY FOR EACH DAY THE PROVIDER FAILS TO REPAIR AN INOPERATIVE
17 COIN OPERATED TELEPHONE AS REQUIRED BY THIS SECTION.