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September 5, 2001

Ms. Blanca Bayó
Florida Public Service Commission
Division of Records and Reporting
Capital Circle Office Center
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0872

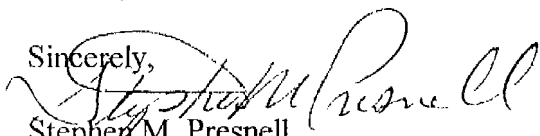
RE: Petition of the Citizens of the State of Florida to initiate rulemaking which will require telephone companies to give customers reasonable notice before customers incur higher charges or change in services, and allow them to evaluate competing alternative providers. Docket No. 010774-TP.

Dear Ms. Bayó:

Enclosed are sixteen (16) copies of an act of the Legislature of the State of Maine to Require Notice to Telephone Customers in Maine Prior to Price Increases. This document is for inclusion in the Comments of Florida Citizens in the above referenced docket.

Thank you for your attention to this matter. Questions should be directed to the undersigned.

Sincerely,


Stephen M. Presnell

Associate Public Counsel

Enclosures

cc w/enclosure:

Samantha Cibula
Michael A. Gross
Bruce May

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DOCUMENT NUMBER-DATE

11034 SEP-5 01

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APPROVED

CHAPTER

APR 06 01

29

BY GOVERNOR

PUBLIC LAW

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND ONE

S.P. 87 - L.D. 314

An Act to Require Notice to Telephone Customers in Maine
Prior to Price Increases

Be it enacted by the People of the State of Maine as follows:

Sec.1. 35-A MRSA §7307 is enacted to read:

§7307. Notice of intrastate toll rate changes

1. Notice required. A telephone utility offering intrastate toll service may not increase the price for such service or change its terms or conditions for such service in a manner that results in an increase in costs for any customer without first:

A. Filing a tariff revision with the commission identifying the new price or the change in the terms or conditions of service; and

B. Providing prior adequate written notice to each retail subscriber receiving intrastate toll service from the utility identifying the change in terms or conditions or price increase and the effective date of the change or increase. The notice, which may take the form of a bill insert, must be provided no less than 25 days prior to the effective date of the increase in price or change in terms or conditions. The commission by rule shall define what constitutes adequate written notice and shall specify whether notice by electronic means is adequate written notice.

2. Failure to notify. An increase in price or a change in the terms or conditions of service that results in an increase in costs for a customer receiving intrastate toll service from a

telephone utility may not take effect until the customer has been supplied with adequate written notice in conformity with subsection 1. A customer that has not been supplied with adequate written notice under subsection 1 is not obligated to make payment for any increase in the customer's bill attributable to an increase in price or change in the terms or conditions. A telephone utility shall refund to a customer any increase in the customer's payments attributable to an increase in price or change in terms or conditions if the telephone utility fails to provide adequate written notice in accordance with subsection 1.

3. Notice of rights. A telephone utility offering intrastate toll service shall provide notice to customers of the requirements of subsection 1, paragraph B and of customer rights pursuant to subsection 2. The commission by rule shall specify the form and frequency of the notice.

4. Rules. The commission shall adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.