

State of Arizona
Senate
Fifty-second Legislature
First Regular Session
2015

CHAPTER 178

Senate Engrossed
FILED
MICHELE REAGAN
SECRETARY OF STATE

SENATE BILL 1098

AN ACT

AMENDING SECTION 40-250, ARIZONA REVISED STATUTES; RELATING TO PUBLIC SERVICE CORPORATIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 40-250, Arizona Revised Statutes, is amended to
3 read:

4 40-250. Hearing on rate or other change in operations by public
5 service corporation; establishment of rates or other
6 practices by order of commission; rates for
7 telecommunications markets

8 A. No public service corporation shall raise any rate, fare, toll,
9 rental or charge, or alter any classification, contract, practice, rule or
10 regulation to result in any increase thereof, except upon a showing before
11 the commission and a finding by the commission that an increase is
12 justified. The showing before the commission by a public service corporation
13 with gross operating revenues derived from intrastate operations of less than
14 ~~two hundred fifty thousand~~ ONE MILLION dollars, including the requested rate
15 relief, by a telecommunications corporation or by a member-owned nonprofit
16 cooperative corporation may be made with or without a hearing as determined
17 by order or rule of the commission.

18 B. When ~~there~~ ANY SCHEDULE is filed with the commission ~~any schedule~~
19 stating an individual or joint rate, fare, toll, rental, charge,
20 classification, contract, practice, rule or regulation not increasing or
21 resulting in an increase, the commission ~~may~~, without answer or other
22 pleadings by the interested corporation, but upon reasonable notice, MAY
23 conduct a hearing concerning the propriety of the rate, fare, toll, rental,
24 charge, classification, contract, practice, rule or regulation, and pending
25 the hearing and the decision thereon, it shall not go into effect. The
26 period of suspension thereof shall not extend one hundred twenty days beyond
27 the time when it would otherwise go into effect, unless the commission
28 extends the period of suspension for a further period not exceeding six
29 months.

30 C. On the hearing the commission shall by order establish the rates,
31 fares, tolls, rentals, charges, classifications, contracts, practices, rules
32 or regulations proposed, in whole or in part, or establish others in lieu
33 thereof, ~~which~~ THAT it finds just and reasonable, and ~~which~~ THAT, if not
34 suspended, shall, on the expiration of thirty days from the time of filing
35 the order, or in such lesser time as the commission grants, become effective
36 and be established, subject to the power of the commission to alter or modify
37 the order.

38 D. In establishing just and reasonable rates in competitive
39 long-distance telecommunications markets, the commission need not use
40 exclusively the rate of return evaluation traditionally used in establishing
41 rates for noncompetitive telecommunications markets but may consider other
42 factors ~~which~~ THAT the commission deems more appropriate for a long-distance
43 competitive market. The commission may establish a rate for a particular
44 service of a long-distance telecommunication corporation without a hearing
45 and without reviewing all of the rates for all of the long-distance
46 telecommunication corporation's services if the particular service is in a
47 competitive market.

APPROVED BY ~~THE~~ GOVERNOR APRIL ¹, 2015.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 2, 2015.

Passed the House March 25, 2015,

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting



Speaker of the House
Pro tempore

Jim Drabe
Chief Clerk of the House

Passed the Senate February 16, 2015,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting



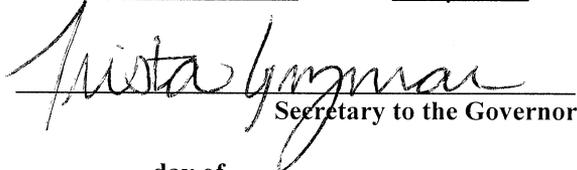
President of the Senate

Charmian Billington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
30th day of March, 2015,

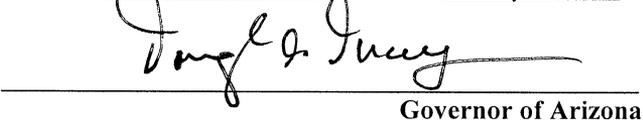
at 2:11 o'clock P. M.


Secretary to the Governor

Approved this 1st day of

April, 2015,

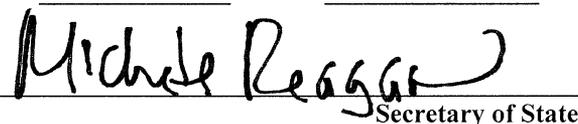
at 4:16 o'clock P. M.


Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 2nd day of April, 2015,

at 4:00 o'clock P. M.


Secretary of State

S.B. 1098