



General Assembly

January Session, 2013

Amendment

LCO No. 8843

HB0640108843HDO

Offered by:

REP. ALBIS, 99th Dist.
REP. LEMAR, 96th Dist.
REP. MUSHINSKY, 85th Dist.
REP. WILLIS, 64th Dist.
REP. HADDAD, 54th Dist.
REP. FLEXER, 44th Dist.
REP. BUTLER, 72nd Dist.
REP. CONROY, 105th Dist.
REP. COOK, 65th Dist.
REP. DEMICCO, 21st Dist.
REP. HAMPTON, 16th Dist.
REP. HENNESSY, 127th Dist.
REP. JANOWSKI, 56th Dist.
REP. MILLER, 36th Dist.
REP. LESSER, 100th Dist.
REP. SANCHEZ, 25th Dist.

REP. SANTIAGO, 84th Dist.
REP. TERCYAK, 26th Dist.
REP. SANTIAGO, 130th Dist.
REP. MORIN, 28th Dist.
REP. MEGNA, 97th Dist.
REP. RILEY, 46th Dist.
REP. WRIGHT E., 41st Dist.
REP. HOLDER-WINFIELD, 94th
Dist.
REP. ARCE, 4th Dist.
REP. JOHNSON, 49th Dist.
REP. STALLWORTH, 126th Dist.
REP. CUEVAS, 75th Dist.
REP. ZONI, 81st Dist.
REP. NICASTRO, 79th Dist.
REP. LOPES, 24th Dist.

To: Subst. House Bill No. **6401**

File No. 129

Cal. No. 111

(As Amended by House Amendment Schedule "A")

**"AN ACT CONCERNING INTERCONNECTED VOICE OVER
INTERNET PROTOCOL SERVICE AND INTERNET PROTOCOL-
ENABLED SERVICE."**

1 Strike section 1 in its entirety and renumber the remaining sections

2 and internal references accordingly.

3 After the last section, add the following and renumber sections and
4 internal references accordingly:

5 "Sec. 501. Subsection (b) of section 28-5 of the general statutes is
6 repealed and the following is substituted in lieu thereof (*Effective July*
7 *1, 2013*):

8 (b) The commissioner shall direct the preparation of a
9 comprehensive plan and program for the civil preparedness of the
10 state and integrate and coordinate that plan and program to the fullest
11 extent possible with the civil preparedness plans of the federal
12 government and of other states. When the plan and program has been
13 prepared, the commissioner shall present it to the Governor for his or
14 her approval. When the Governor approves the plan, all government
15 agencies, state or local, all civil preparedness forces in the state, [and]
16 all public service companies, as defined in section 16-1, and all voice
17 over Internet protocol service providers, as defined in section 28-30b,
18 shall carry out the duties and functions assigned by the plan and
19 program as approved. The plan and program may, from time to time,
20 be amended or modified in like manner. The commissioner shall
21 coordinate the civil preparedness activities of the towns and cities of
22 the state to the end that they shall be fully integrated with the state
23 civil preparedness plan and program.

24 Sec. 502. Section 16-247v of the general statutes is repealed and the
25 following is substituted in lieu thereof (*Effective July 1, 2013*):

26 (a) The Public Utilities Regulatory Authority shall initiate a docket
27 to establish standards for restoration of intrastate telecommunications
28 service, as defined in section 16-247a, by any telephone company,
29 certified telecommunications provider, certified competitive video
30 service provider, community antenna television company, holder of a
31 certificate of cable franchise authority or holder of a certificate of video
32 franchise authority, as those terms are defined in section 16-1, or voice

33 over Internet protocol service by a voice over Internet protocol service
34 provider, as defined in section 28-30b, after any emergency, as defined
35 in section 16-32e. The standards established by the authority shall be
36 limited to any portion of an emergency in which (1) the intrastate
37 telecommunications service or voice over Internet protocol service
38 outage affects more than ten per cent of any such company's,
39 provider's or holder's access lines, (2) such outage lasts more than
40 forty-eight consecutive hours, and (3) such outage was not caused by
41 the equipment, negligence or wilful act of the subscriber of such
42 service or any other third party.

43 (b) In establishing such emergency restoration standards, the
44 authority shall consider:

45 (1) The severity, extent and duration of the emergency;

46 (2) Communication and coordination by each such company,
47 provider or holder with the state, municipalities and any relevant
48 electric distribution company;

49 (3) The operations of any call center operated by each such
50 company, provider or holder during an emergency;

51 (4) Requirements concerning the assignment of a representative of
52 each such company, provider or holder to staff the emergency
53 operations center of any relevant electric distribution company during
54 an emergency;

55 (5) Service restoration;

56 (6) The safety of the subscribers of any such company, provider or
57 holder; and

58 (7) That restoration of such intrastate telecommunications service
59 cannot be completed until after commercial power is restored.

60 (c) If the authority determines that any such company, provider or

61 holder has failed to comply with the standards established pursuant to
62 subsection (b) of this section, the authority may submit a report, in
63 accordance with section 11-4a, to the joint standing committee of the
64 General Assembly having cognizance of matters relating to energy,
65 recommending legislation establishing penalties for future
66 noncompliance with such standards. Any penalty for noncompliance
67 with the standards established pursuant to this section shall be limited
68 to any penalty established pursuant to this section.

69 (d) Each telephone company and certified telecommunications
70 provider, shall, to the extent permitted under federal law, provide a
71 bill credit to any subscriber of such company or provider for any
72 service outage of intrastate telecommunications service, in an
73 emergency, provided (1) such service outage lasts for more than
74 twenty-four consecutive hours, (2) the subscriber notifies such
75 company or provider of such service outage not later than thirty days
76 after the end of any such emergency, (3) such service outage was not
77 caused by the equipment, negligence or wilful act of the subscriber or
78 any other third party, (4) such service outage affects more than ten per
79 cent of any such company's or provider's access lines, and (5) such
80 service outage was not caused by the failure of commercial power
81 used to provide such intrastate telecommunications service. The
82 amount of any such credit shall equal the proportionate share of such
83 service not received during the billing period during which such
84 outage occurred. The provisions of this subsection shall not apply to
85 any certified competitive video service provider, community antenna
86 television company, holder of a certificate of cable franchise authority
87 or holder of a certificate of video franchise authority that already
88 provides credits pursuant to section 16-331l or 16-331w.

89 (e) Not later than March 1, 2014, and annually thereafter, each
90 provider shall provide to the Public Utilities Regulatory Authority (1) a
91 copy of all customer education and notification regarding the
92 limitations of voice over Internet protocol service during power
93 outages, and (2) any other information deemed necessary by the

94 authority to evaluate the reliability of such service."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>July 1, 2013</i>	28-5(b)
Sec. 502	<i>July 1, 2013</i>	16-247v