

**Fifty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 9, 2001**

SENATE CONCURRENT RESOLUTION NO. 4008
(Senators Klein, Cook, Tomac)
(Representatives Berg, Wald)

A concurrent resolution urging the Public Service Commission, Qwest Corporation, and the Federal Communications Commission to proceed as quickly as possible with the process of allowing Qwest Corporation to provide interstate telecommunications services.

WHEREAS, the Federal Telecommunications Act of 1996 was approved by Congress to promote competition in all segments of the telecommunications market; and

WHEREAS, competition in the telecommunications industry is expected to increase the advancement of new telecommunications technologies and systems in the state and to improve services for customers; and

WHEREAS, Section 271 of the Federal Telecommunications Act of 1996 specifically sets forth the tests for determining whether Qwest Corporation's local exchange markets are open to competitors; and

WHEREAS, Section 271 promises to allow Qwest Corporation to provide interstate services to customers in its local service areas once the tests for opened local markets are satisfied; and

WHEREAS, Qwest Corporation is able to provide high-speed data services in any country and in 36 states of the Union, but not from and to North Dakota; and

WHEREAS, Section 271 approval must be granted by the Federal Communications Commission in consultation with the Public Service Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Public Service Commission move the Section 271 process forward as quickly as possible; and

BE IT FURTHER RESOLVED, that Qwest Corporation take all possible action to meet the requirements of Section 271 and submit an application for approval to the Federal Communications Commission; and

BE IT FURTHER RESOLVED, that the Fifty-seventh Legislative Assembly urges the Federal Communications Commission to move the Section 271 process forward as quickly as possible; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to each member of the Public Service Commission, the chief executive officer of Qwest Corporation, each member of the Federal Communications Commission, and to each member of the North Dakota Congressional Delegation.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

Filed in this office this _____ day of _____, 2001,
at _____ o'clock _____ M.

Secretary of State