

Introduced by

Industry, Business and Labor Committee

(At the request of the Public Service Commission)

1 A BILL for an Act to create and enact a new section to chapter 49-21 of the North Dakota  
2 Century Code, relating to prior written notification of price increases for essential and  
3 nonessential telecommunications service.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 49-21 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **Notification to customers of price increase.** A telecommunications company shall  
8 provide each customer with written notice of:

- 9 1. An increase greater than one percent in the price of essential local exchange  
10 services, at least fifteen days prior to the effective date of the price change;
- 11 2. An increase greater than five percent in the price of nonessential local exchange  
12 services to which that customer is presubscribed, at least one day prior to the  
13 effective date of the price change; and
- 14 3. An increase in the price, and any change in the terms or conditions of service that  
15 results in an increase in the price, of intrastate message toll service to which that  
16 customer is presubscribed, at least one day prior to the effective date of the price  
17 change.

18 A telecommunications company that fails to provide the required notice to a customer shall  
19 credit or refund that customer for any billed amount attributable to an increase in price or  
20 change in the terms or conditions of service covered by this section. A customer who is not  
21 provided with the required notice is not liable for any amount attributable to the price increase or  
22 change in terms and conditions implemented in violation of this section.