

Bill no.:	H.L.C. H.R. 1542
Amendment no.:	8
Date offered:	4/26/01
Disposition:	Withdrawn

**AMENDMENT TO H.R. 1542
OFFERED BY MR. TERRY**

(dispute resolution)

At the end of the bill add the following new section:

1 SEC. 7. DISPUTE RESOLUTION.

2 Section 252 of the Communications Act of 1934 (47
3 U.S.C. 252) is amended—

4 (1) by redesignating subsection (j) as sub-
5 section (k); and

6 (2) by inserting after subsection (i) the fol-
7 lowing new subsection:

8 “(j) DISPUTE RESOLUTION.—

9 “(1) ARBITRATION.—At any time after any
10 interconnection agreement has been approved by the
11 State under subsection (c), any party to that inter-
12 connection agreement may petition a State commis-
13 sion to arbitrate any dispute concerning matters in-
14 cluded in an interconnection agreement.

15 “(2) OPPORTUNITY TO RESPOND.—The non-
16 petitioning party may respond to the other party’s
17 petition and provide such additional information as
18 the nonpetitioning party wishes.

19 “(3) ACTION BY STATE COMMISSION.—



1 “(A) The State Commission may require
2 either party to provide such information as may
3 be necessary to reach a decision. If any party
4 refuses or fails unreasonably to respond on a
5 timely basis to any reasonable request from the
6 State Commission; then the State Commission
7 may proceed on the basis of the best informa-
8 tion available to it from whatever source de-
9 rived.

10 “(B) The State Commission shall limit its
11 consideration of any petition to the matters in
12 dispute that are described in the petition.

13 “(C) The State Commission shall resolve
14 the disputed matter not later than 60 days
15 after receipt of the petition.

16 “(D) This subsection is the exclusive ad-
17 ministrative remedy for disputes concerning
18 matters included in an interconnection agree-
19 ment.”.

