

Bill No. SB 2068

Barcode 301678

CHAMBER ACTION

Senate

House

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The Committee on Communications and Public Utilities  
(Constantine) recommended the following **amendment to amendment**  
(105484):

**Senate Amendment (with title amendment)**

On page 1, line 24, through page 3, line 4, delete  
those lines

and insert:

(2) It is the legislative intent to give exclusive  
jurisdiction in all matters set forth in this chapter to the  
Florida Public Service Commission in regulating  
telecommunications companies, and such preemption shall  
supersede any local or special act or municipal charter where  
any conflict of authority may exist. However, the provisions  
of this chapter shall not affect the authority and powers  
granted in s. 166.231(9) or s. 337.401.

(3) Communications activities that are not regulated  
by the Florida Public Service Commission, including, but not  
limited to VoIP, wireless, and broadband, are subject to this  
state's generally applicable business regulation and deceptive

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1 trade practices and consumer protection laws, as enforced by  
2 the appropriate state authority or through actions in the  
3 judicial system. This chapter does not limit the availability  
4 to any party of any remedy under state or federal antitrust  
5 laws. The Legislature finds that the competitive provision of  
6 telecommunications services, including local exchange  
7 telecommunications service, is in the public interest and will  
8 provide customers with freedom of choice, encourage the  
9 introduction of new telecommunications service, encourage  
10 technological innovation, and encourage investment in  
11 telecommunications infrastructure. The Legislature further  
12 finds that the transition from the monopoly provision of local  
13 exchange service to the competitive provision thereof will  
14 require appropriate regulatory oversight to protect consumers  
15 and provide for the development of fair and effective  
16 competition, but nothing in this chapter shall limit the  
17 availability to any party of any remedy under state or federal  
18 antitrust laws. The Legislature further finds that changes in  
19 regulations allowing increased competition in  
20 telecommunications services could provide the occasion for  
21 increases in the telecommunications workforce; therefore, it  
22 is in the public interest that competition in  
23 telecommunications services lead to a situation that enhances  
24 the high-technological skills and the economic status of the  
25 telecommunications workforce. The Legislature further finds  
26 that the provision of voice-over-Internet protocol (VOIP) free  
27 of unnecessary regulation, regardless of the provider, is in  
28 the public interest.

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1 ===== T I T L E   A M E N D M E N T =====

2 And the title is amended as follows:

3           On page 19, line 3, after "companies;" to page 19, line  
4 9 delete those lines.

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