



FEATURES |

MPSC: Harbor, Inc. in Emmet County Becomes Tenth Michigan Community to Earn “Connected” Broadband Status, Making High-Speed Internet a Priority |

NOTE: The Michigan Public Service Commission issued the following press release on August 22, 2014. For additional information, contact Judy Palnau at (517) 241-3323

The Michigan Public Service Commission (MPSC) today commended Harbor, Inc. in Emmet County for becoming the tenth community in Michigan to be certified as a “connected” community that has developed a broadband and technology plan to expand broadband access, adoption and use. Harbor, Inc. . . .

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INDEX OF HIGHLIGHTED CASES |

Orders |

The Michigan Public Service Commission (“Commission”) has not issued any Telecommunications Orders during the most recent fortnight.

Applications & Complaints |

- U-13378 AT&T Michigan and Comcast Phone of Michigan, LLC d/b/a CIMCO (ica)
- U-17700 CenturyTel Midwest-Michigan, Inc. d/b/a CenturyLink, CenturyTel of Michigan, Inc. d/b/a CenturyLink, CenturyTel of Northern Michigan, Inc. d/b/a CenturyLink, CenturyTel of Upper Michigan, Inc. d/b/a CenturyLink and CenturyLink Communications Company, LLC (ica)
- U-17702 Gerald R. Kinsworthy v. AT&T Michigan (consumer complaint)

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HARBOR, INC.
HARBOR AREA REGIONAL BOARD OF RESOURCES, INC.
ENVISION TOMORROW. COOPERATE TODAY

joins Charlevoix, Antrim, St. Clair, Roscommon, Livingston, Mecosta, Clare, Otsego and Ogemaw counties to earn this distinction in Michigan.

“Michigan continues to lead the nation with more ‘connected’ communities than any other state,” noted MPSC Chairman John D. Quackenbush. “Harbor, Inc. is the latest community-based effort to focus on improving high-speed Internet opportunities. They are now poised to implement the projects they have identified as priorities.”

Harbor Inc.’s broadband action plan has identified six priority projects: facilitating a technology summit; developing free social media classes and Internet safety workshops for the community’s local businesses and non-profits; completing a vertical assets inventory; creating local jobs via teleworking opportunities; evaluating local policies and ordinances; and developing public-private partnerships to deploy broadband service.

“Harbor, Inc. joins an elite group of Michigan communities that have completed the broadband certification process,” Quackenbush added. “These communities understand that their success includes access to reliable high-speed networks, digital literacy of residents and the use of online resources locally for business, agriculture, government, and leisure.”

Harbor, Inc. is comprised of governments and citizens in Harbor Springs, and the townships of Little Traverse, West Traverse, Pleasantview, Readmond, Friendship and Cross Village.

Other Michigan communities are working with Connect Michigan toward the Connected SM certification, including the Eastern Upper Peninsula Regional Planning and Development Commission; the Southwest Michigan Planning Commission; and the counties of Alcona, Barry, Crawford, Delta, Gladwin, Marquette, Newaygo, Oceana, Osceola, Oscoda, Washtenaw, and Wexford. Several others have formed teams or have indicated interest.

Connect Michigan is a public-private partnership between the Michigan Public Service Commission and Connected Nation to work with local governments, businesses, and citizens in the goal of increasing broadband access, adoption and use.

The MPSC has issued a consumer tips sheet on broadband availability in Michigan and other helpful information.

The MPSC is an agency within the Department of Licensing and Regulatory Affairs.

For more information about LARA, please visit <<http://www.michigan.gov/lara>>. Follow us on Twitter <<http://www.twitter.com/michiganLARA>>, “Like” us on Facebook or find us on YouTube <<http://www.youtube.com/michiganLARA>>.

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2013 & 2014 LEGISLATION |

Copies of bills and public acts referred to in this column may be obtained by contacting your state Senator or Representative, on the Michigan Legislature Web site, <<http://www.michiganlegislature.org/>>, or from the Legislative Service Bureau Document Room at (517) 373-0169.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 033 Schuitmaker	01/16/2013	Campaign finance; campaign practices; automated campaign telephone calls; require to identify who paid for call. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	Referred to Senate Committee on Local Government and Elections.
SB 0294 Jones	04/10/2013	Gaming; lottery; sale of lottery tickets; prohibit sale over internet. Amends sec. 9 of 1972 PA 239 (MCL 432.9).	Referred to Senate Committee on Regulatory Reform.
SB 0493 Jones	09/17/2013	Communications; broadcasting; local zoning restrictions for amateur radio; require to conform to federal regulations. Amends 2006 PA 110 (MCL 125.3101 - 125.3702) by adding sec. 205a.	Referred to Senate Committee on Energy and Technology.
SB 0539 Nofs 2013 PA 173	09/24/2013	Torts; governmental immunity; underground facility damage prevention; define as proprietary function. Amends sec. 7 of 1964 PA 170 (MCL 691.1407). Tie Bar with SB 0540.	12/3/2013 Signed by Governor Snyder; assigned 2013 PA 173 with immediate effect.
SB 0540 Nofs 2013 PA 174	09/24/2013	Public utilities; consumer services; MISS DIG underground facility damage prevention and safety act; create. Creates new act & repeals 1974 PA 53 (MCL 460.701 - 460.718). Tie Bar with SB 0539.	12/3/2013 Signed by Governor Snyder; assigned 2013 PA 174 with immediate effect.
SB 0599 Hansen	10/03/2013	Crimes; criminal sexual conduct; use of internet or computer system to solicit prostitute less than 21 years of age; prohibit. Amends sec. 145d of 1931 PA 328 (MCL 750.145d).	Referred to Senate Committee on Families, Seniors, and Human Services.
SB 0636 Nofs 2014 PA 52	10/22/2013	Communications; telecommunications; general amendments; provide for. Amends secs. 304, 310, 313, 315, 317, 320 & 502 of 1991 PA 179 (MCL 484.2304 et seq.).	03/27/2014 Signed by Governor Snyder; assigned 2014 PA 52, with immediate effect.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 0734 Caswell	01/08/2014	Holidays; other; "Utility Workers Safety Awareness Day"; designate as December 6. Creates new act.	Referred to Senate Committee on Government Operations.
SB 0824 Pappageorge	02/25/2014	State financing and management; authorities; process for transferring METRO Act authority powers; revise, and provide other general amendments. Amends secs. 2 & 3 of 2002 PA 48 (MCL 484.3102 & 484.3103). Tie Bar with SB 822.	04/01/2014 Signed by Governor Snyder; assigned 2014 PA 88, with immediate effect.
SB 0924 Bieda	05/01/2014	Crimes; other; posting of sexually explicit image of another person on internet with intent to frighten, intimidate, or harass; prohibit, and require removal of sexually explicit images under certain circumstances. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 145e. Tie Bar with SB 0925.	06/04/2014 Referred to House Committee on Criminal Justice. 06/03/2014 Substitute S-1 passed Senate, 37 Yeas, 0 Nays, 1 Excused.
SB 0925 Jones	05/01/2014	Crimes; penalties; penalties for posting sexually explicit image on internet or failing to remove posted sexually explicit image from internet under certain circumstances; provide for. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 145f. Tie Bar with SB 0924.	06/04/2014 Referred to House Committee on Criminal Justice. 06/03/2014 Substitute S-1 passed Senate, 37 Yeas, 0 Nays, 1 Excused.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4011 Heise	01/22/2013	Communications; emergency 9-1-1; recordings from 9-1-1 calls; prohibit disclosure under certain circumstances. Amends sec. 13 of 1976 PA 442 (MCL 15.243)	Referred to House Committee on Oversight.
HB 4032 Geiss	01/22/2013	Education; public school academies; cyber schools; require posting educational materials on website and submission to department. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 553b.	Referred to House Committee on Education.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4237 Haines	02/12/2013	Communications; other; authorized use of Michigan public safety communications system; expand. Amends title & secs. 1, 2 & 3 of 1929 PA 152 (MCL 28.281 et seq.).	Referred to House Committee on Energy and Technology.
HB 4531 Cotter	04/11/2013	Gaming; lottery; sale of lottery tickets; prohibit sale over internet. Amends sec. 9 of 1972 PA 239 (MCL 432.9).	Referred to House Committee on Government Operations.
HB 4671 Poleski 2013 PA 113	05/02/2013	Communications; emergency 9-1-1; distribution of service charge fees for 9-1-1; revise. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	09/24/2013 Signed by Gov. Synder; assigned 2013 PA 113; with immediate effect.
HB 4702 Franz	05/07/2013	Communications; telecommunications; public service commission report regarding pole attachment rates; require. Amends sec. 6g of 1939 PA 3 (MCL 460.6g).	Referred to House Committee on Energy and Technology.
HB 4843 Forlini	06/13/2013	Campaign finance; other; automated campaign telephone calls; require to identify entity making or paying for call. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	Referred to House Committee on Elections and Ethics.
HB 4853 Walsh	06/20/2013	Communications; emergency 9-1-1; additional PSAPs or secondary PSAPs within a 9-1-1 service district; allow county to designate by resolution. Amend sec. 312 of 1986 PA 32 (MCL 484.1312).	Referred to House Committee on Energy and Technology.
HB 4984 Lori	09/17/2013	Communications; emergency 9-1-1; procedure to determine which public safety service unit is closest to a request for public safety service; modify. Amends secs. 102 & 204 of 1986 PA 32 (MCL 484.1102 & 484.1204).	Referred to House Committee on Local Government.
HB 5042 McMillin	10/02/2013	Law enforcement; state police; posting of information concerning speed limit engineering and traffic investigation requests on website; require of state police. Amends sec. 628 of 1949 PA 300 (MCL 257.628).	Referred to House Committee on Transportation and Infrastructure.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5110 Heise	10/29/2013	Law enforcement; investigations; disclosure of call location information by wireless providers to requesting law enforcement agency; require. Creates new act.	02/26/2014 Reported by House Committee on Criminal Justice with recommendation with substitute H-2; referred to second reading..
HB 5246 Rogers	01/28/2014	Criminal procedure; warrants; use of electronic video equipment for issuance of warrants; allow for law enforcement officials. Amends sec. 1, ch. IV of 1927 PA 175 (MCL 764.1).	03/20/2014 Reported by House Committee on Judiciary with substitute H-2; referred to second reading.
HB 5260 Shirkey	01/29/2014	Public utilities; other; telephone solicitations regarding electric or natural gas service; require certain disclosures. Amends secs. 9 & 10a of 1939 PA 3 (MCL 460.9 & 460.10a).	Referred to House Committee on Energy and Technology.
HB 5431 Hobbs	03/26/2014	Education; curriculum; internet safety instruction; require. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1162.	Referred to House Committee on Education.
HB 5499 Oakes	04/30/2014	Communications; telecommunications; changes made by 2014 PA 52; eliminate. Amends secs. 103, 304, 310, 313, 317, 320 & 502 of 1991 PA 179 (MCL 484.2103 et seq.).	Referred to House Committee on Energy and Technology.
HB 5710 McMillin	07/16/2014	Law enforcement; investigations; search warrant to be obtained before use of surveillance devices to intercept mobile device information; require. Amends 1966 PA 189 (MCL 780.651 - 780.659) by adding sec. 2b.	Referred to House Committee on Criminal Justice.
HB 5712 McMillin	07/16/2014	Law enforcement; other; surveillance device act; create and regulate the use of surveillance devices by police agencies and police officers under certain circumstances. Creates new act.	Referred to House Committee on Criminal Justice.

PUBLIC ACTS OF 2013 & 2014 |

Listed below are Public Acts related to telecommunications that were passed during the current legislative session (2013-2014). Copies of Public Acts may be obtained by contacting your state Senator or Representative, on the Michigan Legislature Website, <<http://www.michiganlegislature.org/>>, or from the Legislative Service Bureau Document Room at (517) 373-0169. Acts passed since the previous edition of the Michigan Telecommunications Report are in bold.

Public Act #	Effective Date	Description	Enrolled Bill # and Sponsor
2013 PA 113	09/24/2013	Communications; emergency 9-1-1; distribution of service charge fees for 9-1-1; revise. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	HB 4671 Poleski.
2013 PA 173	12/3/2013	Torts; governmental immunity; underground facility damage prevention; define as proprietary function. Amends sec. 7 of 1964 PA 170 (MCL 691.1407).	SB 0539 Nofs
2013 PA 174	12/3/2013	Public utilities; consumer services; MISS DIG underground facility damage prevention and safety act; create. Creates new act & repeals 1974 PA 53 (MCL 460.701 - 460.718).	SB 0540 Nofs
2014 PA 52	03/27/2014	Communications; telecommunications; general amendments; provide for. Amends secs. 304, 310, 313, 315, 317, 320 & 502 of 1991 PA 179 (MCL 484.2304 et seq.).	SB 636 Nofs
2014 PA 88	04/01/2014	State financing and management; authorities; process for transferring METRO Act authority powers; revise, and provide other general amendments. Amends secs. 2 & 3 of 2002 PA 48 (MCL 484.3102 & 484.3103). Tie Bar with SB 822 (2014 PA 80).	SB 824 Pappageorge

ORDERS ISSUED BY THE COMMISSION |

*The Michigan Public Service Commission (“Commission”)
has not issued any Telecommunications Orders during the most recent fortnight.*

APPLICATIONS AND COMPLAINTS |

Case No. U-13378

Interconnection Agreement

AT&T Michigan and Comcast Phone of Michigan, LLC d/b/a CIMCO
<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=13378>

On August 27, 2014, AT&T Michigan and Comcast Phone of Michigan, LLC d/b/a CIMCO jointly filed an Application with the Michigan Public Service Commission (“Commission”) seeking approval of the Eleventh Amendment to their Interconnection Agreement. According to the Application, the Eleventh Amendment adds terms and conditions for the use of Usage Records provided by AT&T to Comcast into the Interconnection Agreement.

Case No. U-17700

Interconnection Agreement

CenturyTel Midwest-Michigan, Inc. d/b/a CenturyLink, CenturyTel of Michigan, Inc. d/b/a CenturyLink, CenturyTel of Northern Michigan, Inc. d/b/a CenturyLink, CenturyTel of Upper Michigan, Inc. d/b/a CenturyLink and Centurylink Communications Company, LLC
<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17700>

On August 18, 2014, CenturyTel Midwest-Michigan, Inc. d/b/a CenturyLink, CenturyTel of Michigan, Inc. d/b/a CenturyLink, CenturyTel of Northern Michigan, Inc. d/b/a CenturyLink, CenturyTel of Upper Michigan, Inc. d/b/a CenturyLink and Centurylink Communications Company, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) seeking approval of an Interconnection Agreement.

Case No. U-17702

Consumer Complaint

Gerald R. Kinsworthy v. AT&T Michigan

On August 22, 2014, Gerald R. Kinsworthy filed a formal Complaint against AT&T Michigan alleging that he had been charged for local calls that he claims he did not make in excess of the Monthly Call-50 plan he is subscribed to.

NOTICES OF OPPORTUNITIES TO COMMENT |

The following Notices of Opportunity to Comment have been issued by the Michigan Public Service Commission's Executive Secretary. Any interested person may submit comments on the application by sending written comments to the Commission by mail to: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, Michigan 48909. Electronic comments may be e-mailed to: <mpscefilecases@michigan.gov>. Any comments should reference the applicable docket number.

There are no known Telecommunications Notices of Opportunity to Comment pending before the Michigan Public Service Commission at this time.

NOTICES OF HEARINGS |

The following Notices of Hearings have been issued by the Michigan Public Service Commission's Executive Secretary. Unless otherwise noted, all hearings are held at Constitution Hall, 525 W. Allegan, Lansing, Michigan.

Case No. U-17644

Consumer Complaint

John McCready v Comcast Cable Communications, LLC

Evidentiary Hearing: Tuesday, September 9, 2014, 10:00 a.m.

The Michigan Public Service Commission ("Commission") will consider the June 6, 2014 Formal Complaint John McCready against Comcast Cable Communications, LLC ("Comcast Cable"), for alleged slamming and cramming violations of the Michigan Telecommunications Act ("MTA"), and the Uniform Video Services Local Franchise Act (2006 PA 480) at an evidentiary hearing to be held on **Tuesday, September 9, 2014 at 10:00 a.m.**, before Administrative Law Judge Dennis W. Mack, at Constitution Hall in downtown Lansing. Mr. McCready's Complaint is requesting the Commission to order Comcast Cable to: 1) provide him with a written confirmation of the unauthorized slamming and video cramming actions; 2) mandate that the Company comply with the rules and regulations of the MTA and Public Act 480; and 3) provide its staff with proper training to ensure that unauthorized charges in services do not occur and to efficiently serve the end user. Complainant is also requesting compensatory and punitive damages and imposition of fines per 1991 PA 179, as amended and 2006 PA 480, as amended, including the right to share in all the fines at the maximum level.

MPSC HEARINGS SCHEDULE |

Note: Unless indicated otherwise, hearings are held in Constitution Hall, 525 W. Allegan, Lansing, Michigan. Hearing dates and times are subject to change or cancellation. Please check with the Commission's Executive Secretary at (517) 241-6160 to confirm that a hearing will be taking place.

KNOWN TELECOMMUNICATIONS HEARINGS SCHEDULED FOR THE NEXT FORTNIGHT (SEPTEMBER 2, 2014 THROUGH SEPTEMBER 12, 2014)

September 3, 2014, 9:00 a.m.
Case No. U-17619/Motion Hearing
Westphalia Telephone Company, and Great Lakes
Comnet, Inc. v AT&T Corp (intercarrier
compensation)

September 9, 2014, 10:00 a.m.
Case No. U-17644/Evidentiary Hearing
John McCready v Comcast Cable Communications,
LLC (consumer complaint)

FUTURE TELECOM HEARINGS SCHEDULED

September 18, 2014, 9:00 a.m.
Case No. U-17619/Evidentiary Hearing
Westphalia Telephone Company, and Great Lakes
Comnet, Inc. v AT&T Corp (intercarrier
compensation)

September 22 & 23, 2014, 9:00 a.m.
Case No. U-17619/Evidentiary Hearing
Westphalia Telephone Company, and Great Lakes
Comnet, Inc. v AT&T Corp (intercarrier
compensation)

October 9, 2014, 9:00 a.m.
Case No. U-17660/Prehearing Conference
Westphalia Telephone Company, and Great Lakes
Comnet, Inc. v Level 3 Communications LLC,
Global Crossing Local Services Inc., and Wiltel
Communications LLC (intercarrier compensation)

2014 REGULAR MPSC MEETING DATES[†] |

MONTH & DATE	DAY	TIME
September 9	Tuesday	1:30 p.m.[‡]
September 11	Thursday	1:30 p.m. [‡]
September 23	Tuesday	1:30 p.m.
October 7	Tuesday	1:30 p.m.
October 23	Thursday	1:30 p.m.
November 6	Thursday	1:30 p.m.
November 21	Friday	1:30 p.m.
December 4	Thursday	1:30 p.m.
December 18	Thursday	1:30 p.m.

[†] Additional meetings may be scheduled, as needed, on 18 hours-notice as permitted by Section 5(4) of the Michigan Open Meetings Act, MCL 15.265(4).

All meetings of the Michigan Public Service Commission (“Commission”) are open to the public. Until further notice, all meetings will be held at the Commission’s temporary offices, which are located at 4300 W. Saginaw St., Lansing, MI 48917, unless posted and notified in accordance with the Open Meetings Act. The meeting site is accessible, including handicapped parking. People with disabilities requiring additional accommodations, such as information in alternative formats in order to participate in the meeting, should contact the Commission’s Executive Secretary at (517) 241-6160.

Agendas for all Regular and Special Meetings will be posted on 18-hours notice. A posted agenda is subject to amendment as determined by the Commission. Any person with a question about a Regular or a Special Meeting of the Michigan Public Service Commission may make an inquiry by calling the Commission’s Executive Secretary at (517) 241-6160.

[‡] On August 5, 2014, Michigan Public Service Commission announced that its next regularly scheduled meeting will be held on Thursday, September 11, 2014 at 1:30 p.m.

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