

# HOUSE BILL No. 5674

April 9, 1990, Introduced by Reps. Clack and Stallworth and referred to the Committee on Public Utilities.

A bill to amend section 4 of Act No. 206 of the Public Acts of 1913, entitled as amended

"An act to declare telephone lines and telephone companies within this state to be common carriers; to regulate the telephone business; to confer certain powers, duties, and responsibilities on the public service commission; to provide for the consolidation of telephone lines and telephone companies; to prohibit certain uses of telephone lines and telephone equipment; to regulate persons using telephone lines and telephone equipment; to prescribe a penalty for the violation of this act; and to repeal certain acts and parts of acts on specific dates,"

being section 484.104 of the Michigan Compiled Laws; and to add section 3g.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 4 of Act No. 206 of the Public Acts of  
2 1913, being section 484.104 of the Michigan Compiled Laws, is  
3 amended and section 3g is added to read as follows:

4       SEC. 3G. (1) A TELEPHONE COMPANY PROVIDING BASIC LOCAL  
5 EXCHANGE SERVICE MAY OFFER FOR EACH LINE AN ADDITIONAL SERVICE

1 THAT WILL IDENTIFY THE NUMBER FROM WHICH AN INCOMING CALL  
2 ORIGINATES.

3 (2) A TELEPHONE COMPANY SHALL OFFER EACH OF THE FOLLOWING  
4 USERS THE OPTION OF HAVING HIS OR HER NUMBER BLOCKED FROM BEING  
5 IDENTIFIED BY THE SERVICE PROVIDED PURSUANT TO SUBSECTION (1):

6 (A) A PRIVATE, NONPROFIT, TAX EXEMPT DOMESTIC VIOLENCE  
7 INTERVENTION AGENCY.

8 (B) THE HOME TELEPHONE OF A STAFF MEMBER OF AN AGENCY  
9 DESCRIBED IN SUBDIVISION (A) WHEN HIS OR HER PERSONAL SAFETY MAY  
10 BE AT RISK IF THE NUMBER IS NOT BLOCKED.

11 (C) A FEDERAL, STATE, OR LOCAL LAW ENFORCEMENT AGENCY.

12 (D) AN INDIVIDUAL WHOM A FEDERAL, STATE, OR LOCAL LAW  
13 ENFORCEMENT AGENCY HAS CERTIFIED AS BEING IN NEED OF THE BLOCKING  
14 SERVICE DUE TO RISK OF PERSONAL INJURY IF THE BLOCKING SERVICE IS  
15 NOT PROVIDED. THIS SUBDIVISION MAY INCLUDE, BUT IS NOT LIMITED  
16 TO, UNDERCOVER AGENTS, WITNESSES, AND CRIME VICTIMS.

17 Sec. 4. (1) If any telephone company doing business within  
18 this state ~~shall~~ directly or indirectly by any special rate,  
19 rebate, drawback, or other device, ~~charge, demand, collect or~~  
20 ~~receive~~ CHARGES, DEMANDS, COLLECTS, OR RECEIVES from any person  
21 or persons, copartnership, or corporation ~~a~~ greater or less  
22 compensation for any service rendered, furnished, or performed  
23 than it charges, demands, collects, or receives from any other  
24 person or persons, copartnership, or corporation for rendering,  
25 furnishing, or performing ~~for him or them~~ a like contemporane-  
26 ous service, ~~such~~ THE telephone company ~~shall be~~ IS guilty of  
27 unjust discrimination which is hereby prohibited and declared to

1 be unlawful. ~~It shall further be~~ EXCEPT AS PROVIDED IN  
2 SUBSECTION (2), IT ALSO IS unlawful for any person,  
3 copartnership, or corporation directly or indirectly to ask,  
4 demand, or accept any rebate, drawback, or other device whereby  
5 ~~he shall obtain~~ THE PERSON, COPARTNERSHIP, OR CORPORATION  
6 OBTAINS telephone service for any less rate than that charged  
7 others in like circumstances.

8 (2) SUBSECTION (1) DOES NOT PROHIBIT THE DEPARTMENT OF COR-  
9 RECTIONS FROM COLLECTING FROM A COMPANY PROVIDING LONG DISTANCE  
10 TELEPHONE SERVICES A COMMISSION FOR LONG DISTANCE TELEPHONE CALLS  
11 MADE BY PRISONERS UNDER ITS JURISDICTION. ANY CONTRACT BETWEEN  
12 THE DEPARTMENT OF CORRECTIONS AND A TELEPHONE COMPANY FOR LONG  
13 DISTANCE TELEPHONE SERVICES SHALL CERTIFY AND GUARANTEE THAT ALL  
14 RATES AND CHARGES FOR CALLS ORIGINATING FROM TELEPHONES USED BY  
15 PRISONERS SHALL BE IN ACCORDANCE WITH THE COMPANY'S APPROVED TAR-  
16 IFFS OR, IF UNREGULATED, THAT THOSE RATES AND CHARGES ARE NOT  
17 HIGHER THAN RATES AND CHARGES RENDERED TO OTHER CUSTOMERS UTILIZ-  
18 ING THE SAME OR SIMILAR SERVICES.