

The Commonwealth of Massachusetts

DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

December 9, 1998

D.T.E. 98-36

1998 DEC 10 A 10:28

Rulemaking by the Department of Telecommunications and Energy, pursuant to G.L. c. 166, § 25A, and 220 C.M.R. §§ 2.00 et seq., to amend the regulations at 220 C.M.R. §§ 45.00 et seq. to Establish Complaint and Enforcement Procedures to Ensure that Telecommunications Carriers and Cable System Operators have Non-Discriminatory Access to Utility Poles, Ducts, Conduits, and Rights-of-Way.

NOTICE OF PUBLIC HEARING AND REQUEST FOR COMMENTS BY THE DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY ON PROPOSED AMENDMENTS TO 220 C.M.R. §§ 45.00 et seq.

On December 9, 1998, the Department of Telecommunications and Energy ("Department") issued an Order instituting a rulemaking proceeding and promulgating proposed amendments to 220 C.M.R. §§ 45.00 et seq. to establish complaint and enforcement procedures to ensure that telecommunications carriers and cable system operators have non-discriminatory access to utility poles, ducts, conduits, and rights-of-way on rates, terms and conditions that are just and reasonable. The matter has been docketed as D.T.E. 98-36. A copy of the Department's Order and the proposed amendments may be obtained at the Department's office at the address listed below.

The Department invites interested persons to file written comments on the proposed regulations no later than the close of business, January 21, 1999. Comments may not exceed 20 one-sided, double-spaced, type-written pages. Commenters must, whenever possible, file comments on 3.5" floppy diskette, IBM-compatible format. The file format for all responses shall be compatible with either Word Perfect 6.0, for textual responses, or with Microsoft Excel 5.0, for data/spreadsheet responses. One original and three (3) copies of all comments must be filed with:

Mary L. Cottrell, Secretary
Department of Telecommunications and Energy
100 Cambridge Street - Room 1210
Boston, MA 02202

In addition, the Department will conduct a public hearing to receive oral comment on the proposed amendments to 220 C.M.R. §§ 45.00 et seq. at 10:00 a.m. on January 29, 1999 at the Department's offices, 100 Cambridge Street, Boston, Massachusetts.

Consent Communication #13

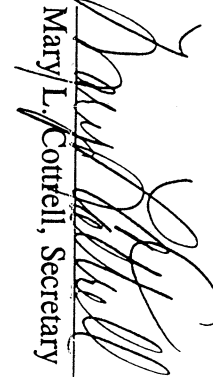
8/9 S

A communication was received from the Dept. of Telecommunications and Energy, transmitting a notice of public hearing to amend 220 C.M.R. Section 99.00 to conform with newly enacted statute. known as the Dig Safe Law.

Any person desiring further information regarding this notice should contact:

A. Quincy Vale, Hearing Officer
Department of Telecommunications and Energy
100 Cambridge Street, Room 1210
Boston, MA 02202
(617) 305-3500

By Order of the Department,


Mary L. Cottrell, Secretary

In City Council December 14, 1998

PLACED ON FILE