

## ***Resolution on National Performance Standards***

**WHEREAS**, On November 8, 2001, the FCC initiated a rulemaking to establish a core set of national key performance measurements for evaluating an incumbent LEC's performance in provisioning wholesale facilities and services to competitors; *and*

**WHEREAS**, The NPRM offers for comment a set of 12 specific performance measurements and seeks comment on related issues of implementation, reporting requirements, and enforcement mechanisms; *and*

**WHEREAS**, Many States have already established performance metrics and penalties specific to the unique characteristics of the networks and markets served by the telecommunications carriers in those States; *and*

**WHEREAS**, While numerous States have adopted standards for network elements and interconnection in the context of interconnection agreements; *and*

**WHEREAS**, NARUC agrees regulators must be concerned about carrier-to-carrier interactions and that without sure and adequate standards and accompanying sanctions, competition cannot develop; *and*

**WHEREAS**, The NPRM and public statements suggest the FCC understands the desirability of coordinating enforcement and enforcement efforts closely with State regulators; *now, therefore, be it*

**RESOLVED**, That the National Association of Regulatory Utility Commissioners (NARUC), convened in its 2001 Annual Convention in Philadelphia, Pennsylvania, recognizes the FCC for its continued focus on enforcement and enforcement related issues; *and be it further*

**RESOLVED**, That the authority and the knowledge to design and implement performance measurements and standards has traditionally rested with the individual State regulatory authorities and that States should continue to be able to develop and oversee their State specific plans; *and be it further*

**RESOLVED**, That NARUC encourages the FCC to create a mechanism, which allows the FCC and State regulatory authorities to work together to develop minimum base guidelines that will provide the minimum information needed for effective FCC and State enforcement efforts; *and be it further*

**RESOLVED**, That NARUC encourages each of its members to file comments outline both their enforcement experiences and concerns.

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*Sponsored by the Committee on Telecommunications*

*Recommended by the NARUC Board of Directors November 13, 2001*

*Adopted by the Committee of the Whole November 14, 2001*