

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, convened in its November 2001 113th 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.

Sponsored by the Committee on Telecommunications.
Recommended by the NARUC Board of Directors November 13, 2001. Adopted in Convention November 14, 2001.