

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 56-484.2 of the Code of Virginia, relating to telephone exchanges;*
3 *extension or reduction of local service areas.*

4 [S 214]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 56-484.2 of the Code of Virginia is amended and reenacted as follows:**

8 § 56-484.2. Extension or reduction upon poll of certain subscribers.

9 A. Upon petition of five percent but in no case less than twenty-five of the subscribers in an
10 established telephone exchange for an extension or reduction of their local service area to include or
11 exclude a contiguous local exchange or exchanges, the Commission shall estimate the approximate
12 change in the monthly rate for service which will result from such extension or reduction. The
13 Commission shall order the affected company or companies to poll those subscribers whose monthly rate
14 for service would change if the proposed changes were adopted. However, polls shall not be required in
15 the exchange or exchanges to which the petitioners desire an extension of local service if (i) any
16 resulting rate increases in any twelve-month period do not, in the aggregate, exceed five percent of the
17 existing monthly one-party residential flat rate service for the affected exchange to which the petitioners
18 desire an extension of local service or (ii) any resulting rate increases in any twelve-month period, in the
19 aggregate, exceed five percent solely due to rate regrouping. ~~If subscriber polls are not required, the~~
20 ~~Commission shall proceed pursuant to the provisions of § 56-237.2.~~ No more than one petition for a poll
21 from the same group of subscribers shall be considered by the Commission during any three-year period.

22 B. If a poll is required pursuant to subsection A and a majority of the subscribers are in favor of the
23 proposed change, or if the Commission determines that more than fifty percent of the subscribers have
24 voted in the poll and that a majority of those voting are in favor of the proposed change, the
25 Commission shall order the extension or reduction of their local service area. For the purposes of this
26 section, the number of subscribers in an established telephone exchange shall be deemed to be the
27 number of subscribers in an exchange as of January 1 of the calendar year when the petition is
28 submitted to the Commission. Ballots polling subscribers on a proposed change in local service area
29 shall be counted sixty days after being mailed and the results certified to the Commission.

30 C. *If a poll is not required pursuant to subsection A, the Commission shall require notice to*
31 *customers in exchanges in which polls are not required and shall convene a hearing on the proposed*
32 *extension or reduction of the local calling area if the lesser of five percent or 150 of the customers*
33 *within such exchanges request a hearing. The Commission may convene a hearing under this subsection*
34 *on its own motion without regard to the number of customers who request a hearing.*

ENROLLED

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