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1 WHEREAS, long distance service has been deemed to be
2 subject to effective competition in New Mexico, and opening
3 Qwest's network to local competition from competitive local
4 exchange carriers and granting Qwest long distance approval
5 will further increase choices and opportunities for local and
6 long distance services in New Mexico; and

7 WHEREAS, Section 271 of the federal Telecommunications Act
8 of 1996 specifies the tests for determining whether local
9 exchange markets are open to competitors; and

10 WHEREAS, an operational support system is necessary to
11 enable competitive service providers to access the local
12 network, and the application for Section 271 approval may not
13 be submitted until the operational support system is
14 implemented; and

15 WHEREAS, there is presently a Qwest regional collaborative
16 study to implement an operational support system; and

17 WHEREAS, Section 271 promises to allow Qwest to provide
18 interlata services to customers in its local service area once
19 the tests for opened local markets are satisfied, including
20 tests to ensure that competitors have nondiscriminatory access
21 to Qwest's operational support systems; and

22 WHEREAS, Section 271 approval must be granted by the
23 federal communications commission in consultation with the
24 public regulation commission;

25 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE

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1 STATE OF NEW MEXICO that Qwest, the public regulation
2 commission and the federal communications commission be
3 requested to take all possible action to move the Section 271
4 process forward as quickly as possible to prevent New Mexico
5 from lagging behind other states in opened local and long
6 distance telecommunications markets and to allow all New Mexico
7 to enjoy the benefits of competition in the long distance
8 market; and

9 BE IT FURTHER RESOLVED that copies of this memorial be
10 transmitted to Qwest, the public regulation commission and the
11 federal communications commission.

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