



switched access services. In addition to considering the fully allocated cost of providing switched access services, the commission shall consider the other factors in SDCL 49-31-1.4 in its determination of the competitive local exchange carrier's price for switched access services.

3. Rationale for Proposed Change. This proposed change adopts the concept of the original draft version of this rule as proposed by the Commission on June 1, 2010. This proposed change would allow a CLEC, which offers service with its own facilities, or those of a wholly owned subsidiary, to charge switched access rates established by 20:10:27:12. This change recognizes the investment necessary to meet the burden of serving throughout the service area. This exception would ensure service to remote and rural areas with modern facilities by extending to the CLEC that serves throughout the service area the incentive of a higher rate. This would be consistent with federal policy, which encourages competition in rural and underserved areas by allowing higher switched access rates for rural CLECs.
4. Conclusion. NVC requests the Commission adopt the proposed rules, as modified herein.

Dated this 31st day of January 2011.

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