Leaf: 113 Revision: 0

## 5. <u>Responsibility of the Company</u>

a. The Company shall offer the rates and charges, as specified in the Rates and Charges section following, to eligible health care providers to the extent that facilities and Services are available and offered in the Tariffs specified in 1. preceding.

b. The Company shall offer Services to eligible rural health care providers and consortia at prices no higher than the highest urban rate as defined in the FCC Order and Health Care Rules.

c. In competitive bidding situations, where specific flexible pricing arrangements are allowed, the Company may offer flexible pricing (to determine the reduced rate) subject to New York State Public Service Commission approval.

## (C) <u>Rates and Charges</u>

The following price adjustments will be available to eligible rural health care providers, except subparagraph 3, which shall be available to all eligible health care providers, regardless of location:

1. A reduced rate for telecommunications Services, using a bandwidth capacity of up to 1.544 Mbps, not to exceed the highest Tariffed or publicly available rate charged to a commercial Customer for a similar Service provided over the same distance in the nearest city in New York State with a population of at least 50,000; and