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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/02/2013	.	
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	.	

The Committee on Communications, Energy, and Public Utilities (Evers) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (8) of section 365.172, Florida Statutes, is amended to read:

365.172 Emergency communications number "E911."—

(8) E911 FEE.—

(a) Each voice communications services provider shall collect the fee described in this subsection. Each provider, as part of its monthly billing process, shall bill the fee as follows. The fee may ~~shall~~ not be assessed on any pay telephone



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13 in the state.

14 1. Each voice communications service provider other than a
15 wireless provider shall bill the fee to a subscriber based on
16 the number of access lines having access to the E911 system, on
17 a service-identifier basis, up to a maximum of 25 access lines
18 per account bill rendered.

19 2. Each voice communications service provider other than a
20 wireless provider shall bill the fee to a subscriber on a basis
21 of five service-identified access lines for each digital
22 transmission link, including primary rate interface service or
23 equivalent Digital-Signal-1-level service, which can be
24 channelized and split into 23 or 24 voice-grade or data-grade
25 channels for communications, up to a maximum of 25 access lines
26 per account bill rendered.

27 3. Except in the case of prepaid wireless service, each
28 wireless provider shall bill the fee to a subscriber on a per-
29 service-identifier basis for service identifiers whose primary
30 place of use is within this state. Before July 1, 2015 ~~2013~~, the
31 fee may ~~shall~~ not be assessed on or collected from a provider
32 with respect to an end user's service if that end user's service
33 is a prepaid calling arrangement that is subject to s.
34 212.05(1)(e).

35 a. An E911 fee may ~~shall~~ not be collected from the sale of
36 prepaid wireless service before July 1, 2015 ~~2013~~.

37 b. For purposes of this section, the term:

38 (I) "Prepaid wireless service" means the right to access
39 telecommunications services, which must be paid for in advance
40 and sold in predetermined units or dollars enabling the
41 originator to make calls such that the number of units or



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42 dollars declines with use in a known amount.

43 (II) "Prepaid wireless service providers" includes those
44 persons who sell prepaid wireless service regardless of its
45 form, as a retailer or reseller.

46 4. The voice communications services providers not
47 addressed under subparagraphs 1., 2., and 3. shall bill the fee
48 on a per-service-identifier basis for service identifiers whose
49 primary place of use is within the state up to a maximum of 25
50 service identifiers for each account bill rendered.

51
52 The provider may list the fee as a separate entry on each bill,
53 in which case the fee must be identified as a fee for E911
54 services. A provider shall remit the fee to the board only if
55 the fee is paid by the subscriber. If a provider receives a
56 partial payment for a monthly bill from a subscriber, the amount
57 received shall first be applied to the payment due the provider
58 for providing voice communications service.

59
60 ===== T I T L E A M E N D M E N T =====

61 And the title is amended as follows:

62 Delete everything before the enacting clause
63 and insert:

64 A bill to be entitled
65 An act relating to emergency communication systems;
66 amending s. 365.172, F.S.; extending the date for
67 which the E911 fee may not be collected for prepaid
68 calling arrangements and from prepaid wireless service
69 providers; providing an effective date.