

MAINE STATE LEGISLATURE

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No. 1418

H.P. 982

House of Representatives, March 22, 2005

An Act To Subject Prepaid Wireless Telephone Service to E-9-1-1 Funding Requirements

Submitted by the Public Utilities Commission pursuant to Joint Rule 204.
Reference to the Committee on Utilities and Energy suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BLISS of South Portland.
Cosponsored by Senator BARTLETT of Cumberland.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 25 MRSA §2921, sub-6-C** is enacted to read:

6 **6-C. Prepaid wireless telephone service.** "Prepaid wireless
8 telephone service" means a wireless telephone service that is
10 paid for in advance of activation.

12 **Sec. 2. 25 MRSA §2927, sub-§1-B,** as amended by PL 2003, c.
14 673, Pt. V, §4 and affected by §29, is further amended to read:

16 **1-B. Statewide E-9-1-1 surcharge.** The activities
18 authorized under this chapter are funded through a special
20 statewide E-9-1-1 surcharge levied on each residential and
22 business telephone exchange line, including private branch
24 exchange lines and Centrex lines, cellular or wireless
26 telecommunications service subscribers, prepaid wireless
28 telephone service customers and semipublic coin and public access
30 lines. The statewide E-9-1-1 surcharge may not be imposed on
32 more than 25 lines or numbers per customer billing account. In
34 the case of cellular or wireless telecommunications service
36 subscribers, the place of residence of those subscribers must be
determined according to the sourcing rules for mobile
telecommunications services as set forth in Title 36, section
2556. The statewide E-9-1-1 surcharge is 50¢ per month per line
or number. The statewide E-9-1-1 surcharge must be billed on a
monthly basis by each local exchange telephone utility or
cellular or wireless telecommunications service provider and be
shown separately as a statewide E-9-1-1 surcharge on the
customer's bill. To comply with the surcharge requirement, a
prepaid wireless telephone service provider shall collect from
the customer the surcharge for the entire period of the prepaid
wireless telephone service at a rate of 50¢ per month at the time
the customer purchases the service or shall collect the 50¢
surcharge at the beginning of each month for which time is left
on the service.

38 **Sec. 3. 25 MRSA §2927, sub-§2-B,** as amended by PL 2001, c.
40 439, Pt. EEEE, §7, is further amended to read:

42 **2-B. Surcharge remittance.** Each local exchange telephone
44 utility and, cellular or wireless telecommunications service
46 provider and prepaid wireless telephone service provider shall
48 remit the statewide E-9-1-1 surcharge revenues collected from its
customers pursuant to this section on a monthly basis and within
one month of the month collected to the Treasurer of State for
deposit in a separate account known as the E-9-1-1 fund. Service
providers shall provide, on a form approved by the bureau,
supporting data, including but not limited to the following:

