

ADOPTED

Senators Thompson of the 33rd, Tanksley of the 32nd, Tate of the 38th and Clay of the 37th offered the following amendment:

Amend the floor substitute to HB 984 (LC 18 3593S) by inserting between "exemptions;" and "to provide an" on line 15 of page 1 the following:

"to amend Code Section 46-5-134 of the Official Code of Georgia Annotated, relating to authority of local governments to adopt regulations imposing monthly '911' charges;"

By inserting immediately following line 33 of page 6 the following:

"SECTION 5A.

Code Section 46-5-134 of the Official Code of Georgia Annotated, relating to authority of local governments to adopt regulations imposing monthly '911' charges, is amended by striking subsection (a) and inserting in its place a new subsection (a) to read as follows:

'(a)(1) The subscriber of an exchange access facility may be billed for the monthly "911" charge, if any, imposed with respect to that facility by the service supplier. Such "911" charge may not exceed ~~\$1.50~~ \$2.00 per month per exchange access facility provided to the telephone subscriber. All exchange access facilities billed to federal, state, or local governments shall be exempt from the "911" charge. Each service supplier shall, on behalf of the local government, collect the "911" charge from those telephone subscribers to whom it provides exchange telephone service in the area served by the emergency "911" system. As part of its normal billing process, the service supplier shall collect the "911" charge for each month an exchange access facility is in service, and it shall list the "911" charge as a separate entry on each bill. If a service supplier receives a partial payment for a bill from a telephone subscriber, the service supplier shall apply the payment against the amount the telephone subscriber owes the service supplier first.

(2)(A) If the governing authority of a local government operates or contracts for the operation of an emergency "911" system which is capable of providing or provides automatic number identification of a wireless telecommunications connection and the location of the base station or cell site which receives a "911" call from a wireless telecommunications connection, the subscriber of a wireless telecommunications connection whose billing address is within the geographic area that is served by the local government or that would be served by the local government for the purpose of such an emergency "911" system may be billed for the monthly wireless enhanced "911" charge, if any, imposed with respect to that connection by the wireless service

1 supplier. Such wireless enhanced "911" charge may not exceed the amount of the
2 monthly "911" charge imposed upon subscribers of exchange access facilities pursuant
3 to paragraph (1) of this subsection and, in no event, shall such wireless enhanced "911"
4 charge exceed ~~\$1.00~~ \$1.50 per month per wireless telecommunications connection
5 provided to the telephone subscriber.

6 (B) On and after October 1, 2001, if the governing authority of a local government
7 operates or contracts for the operation of an emergency "911" system which is capable
8 of providing or provides automatic number identification and automatic location
9 identification of a wireless telecommunications connection, the subscriber of a wireless
10 telecommunications connection whose billing address is within the geographic area that
11 is served by the local government or that would be served by the local government for
12 the purpose of such an emergency "911" system may be billed for the monthly wireless
13 enhanced "911" charge, if any, imposed with respect to that connection by the wireless
14 service supplier. Such wireless enhanced "911" charge may not exceed the amount of
15 the monthly "911" charge imposed upon subscribers of exchange access facilities
16 pursuant to paragraph (1) of this subsection and shall be imposed on a monthly basis
17 for each wireless telecommunications connection provided to the telephone subscriber.

18 (C) All wireless telecommunications connections billed to federal, state, or local
19 governments shall be exempt from the wireless enhanced "911" charge. Each wireless
20 service supplier shall, on behalf of the local government, collect the wireless enhanced
21 "911" charge from those telephone subscribers whose billing address is within the
22 geographic area that is served by the local government or that would be served by the
23 local government for the purpose of such an emergency "911" system. As part of its
24 normal billing process, the wireless service supplier shall collect the wireless enhanced
25 "911" charge for each month a wireless telecommunications connection is in service,
26 and it shall list the wireless enhanced "911" charge as a separate entry on each bill. If
27 a wireless service supplier receives partial payment for a bill from a telephone
28 subscriber, the wireless service supplier shall apply the payment against the amount the
29 telephone subscriber owes the wireless service supplier first.

30 (D) Notwithstanding the foregoing, the application of any "911" service charge with
31 respect to a mobile telecommunications service, as defined in 4 U.S.C. Section 124(7),
32 shall be governed by the provisions of Code Section 48-8-6."