

FEB 28 1997

COMMERCE AND REGULATION

HOUSE FILE

BY GREINER

3/3/97 Referred to Local Gov
392 *3/13/97 Do Pass*
4/7/97 Referred to Local Gov.

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the extension of time during which an
2 alternative surcharge may be imposed for E911.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 392

1 Section 1. Section 34A.6A, Code 1997, is amended to read
2 as follows:

3 34A.6A ALTERNATIVE SURCHARGE.

4 1. Notwithstanding section 34A.6, the board may request
5 imposition of a surcharge in an amount up to two dollars and
6 fifty cents per month on each telephone access line. The
7 board shall submit the question of the surcharge to voters in
8 the same manner as provided in section 34A.6. If approved,
9 the surcharge may be collected for a period of no more than
10 twenty-four months unless the period is extended as provided
11 in subsection 2. At the end of the twenty-four-month period,
12 the rate of the surcharge shall revert to one dollar per
13 month, per access line.

14 2. Notwithstanding the twenty-four-month limitation
15 imposed by the voters in subsection 1, at the end of the
16 initial period during which a surcharge of two dollars and
17 fifty cents per month per access line is imposed, the board,
18 upon a determination that insufficient funds are available to
19 the board to implement the E911 service plan, may extend the
20 period during which the two dollar and fifty cent surcharge is
21 to be imposed by a period of no more that twelve additional
22 months. The board shall only extend such period after
23 conducting a public hearing to allow for public comment on
24 such action.

25 EXPLANATION

26 This bill provides for the extension of the alternative
27 surcharge of \$2.50 per month per access line for a period of
28 up to 12 months beyond the initial period during which such
29 surcharge was imposed. The extension can only occur after the
30 E911 board conducts a public hearing to allow for public
31 comment on the extension. Currently, the board may impose a
32 surcharge of \$1 per month per access line, with the ability to
33 impose the alternative surcharge of \$2.50 per month per access
34 line for a period of up to 24 months after approval by
35 referendum in the proposed E911 service area.

H-1173

1 Amend House File 392 as follows:

2 1. Page 1, line 14, by inserting after the figure
3 "2." the following: "a."

4 2. Page 1, by inserting after line 24 the
5 following:

6 "b. If at any time before the date fixed for
7 implementing an extension of the surcharge pursuant to
8 this subsection, a petition is filed with the county
9 auditor in the manner provided by section 331.306 and
10 signed by eligible electors in the E911 service area
11 equal in number to at least ten percent of the votes
12 cast in the E911 service area for the office of
13 president of the United States or governor at the
14 preceding general election, asking that the question
15 of extending the surcharge be submitted to the
16 registered voters of the E911 service area, the board
17 shall either by resolution declare the proposal to
18 extend the surcharge to have been abandoned or shall
19 direct the county commissioner of elections to call a
20 special election upon the question of extending the
21 surcharge. Notice of the election and its conduct
22 shall be substantially in the manner provided in
23 section 331.442, subsections 2, 3 and 4.

24 c. If a petition is not filed, or if a petition is
25 filed and the proposition of extending the surcharge
26 is approved at an election pursuant to paragraph "b",
27 the board may proceed with the extension of the
28 surcharge."

By RICHARDSON of Warren

H-1173 FILED MARCH 14, 1997