

# Senate Study Bill 1168

## Bill Text

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1 1 Section 1. Section [34A.7](#), subsection 2, Code 2001, is  
1 2 amended to read as follows:  
1 3 2. SURCHARGE COLLECTED BY PROVIDERS. The surcharge shall  
1 4 be collected as part of the access line service provider's  
1 5 periodic billing to a subscriber. In compensation for the  
1 6 costs of billing and collection, the provider may retain one  
1 7 percent of the gross surcharges collected. If the  
1 8 compensation is insufficient to fully recover a provider's  
1 9 costs for billing and collection of the surcharge, the  
1 10 deficiency shall be included in the provider's costs for  
1 11 ratemaking purposes to the extent it is reasonable and just  
1 12 under section 476.6. The surcharge shall be remitted to the  
1 13 E911 service operating authority for deposit into the E911  
1 14 service fund quarterly by the provider. The surcharges may be  
1 15 combined and remitted together by the provider so long as the  
1 16 remitted surcharges are accompanied by a report which contains  
1 17 the following information:  
1 18 a. Exchange from which each surcharge was collected.  
1 19 b. Number of lines to which the surcharge was applied that  
1 20 quarter.  
1 21 c. Number of refusals to pay the surcharge in each  
1 22 exchange.  
1 23 d. Number of write-offs applied in each exchange.  
1 24 e. Number of exempt federal facilities in each exchange.  
1 25 f. Amount of the one percent administration fee for  
1 26 billing and collection costs retained by the provider.  
1 27 PARAGRAPH DIVIDED. A provider is not liable for an  
1 28 uncollected surcharge for which the provider has billed a  
1 29 subscriber but not been paid. The surcharge shall appear as a  
1 30 single line item on a subscriber's periodic billing entitled,  
1 31 "E911 emergency telephone service surcharge". The E911  
1 32 service surcharge is not subject to sales or use tax.  
1 33 EXPLANATION  
1 34 This bill provides that E911 surcharges that are billed and  
1 35 collected by a provider and remitted to the E911 service  
2 1 operating authority must be reported in a standard format  
2 2 which contains information concerning the exchange from which  
2 3 the surcharge was collected, the number of lines to which the  
2 4 surcharge was applied that quarter, the number of refusals to  
2 5 pay the surcharge in each exchange, the number of write-offs  
2 6 applied in each exchange, the number of exempt federal  
2 7 facilities in each exchange, and the amount of the 1 percent  
2 8 administration fee for the costs of billing and collecting the  
2 9 surcharges that was retained by the provider.  
2 10 LSB 2292SC 79  
2 11 av/cf/24