

HB 5351 -- Redline

Introduced to Committee Substitute -- Relating to modernization of fees generated from emergency communication service users

Deletions ~~struck~~ · Insertions underlined

CS for HB 5351 WEST VIRGINIA LEGISLATURE REGULAR SESSION ~~Introduced~~Committee Substitute for House Bill 5351 By Delegates Hornby, Akers, Clark, Mallow, Miller, Willis, Hott, Holstein, Green, and Hanshaw (Mr. Speaker) ~~[Introduced[Originating February in 09, the 2026; Committee on the Judiciary; referred~~Reported to on the February Committee 25, on 2026] the CS Judiciary]for Intr-HB 2026R30665351 A BILL to amend and reenact Sec.7-1-3cc of the Code of West Virginia, 1931, as amended, relating to modernization of fees generated from emergency communication service users;

and ~~allowing~~providing counties that to county amend commissions the may 911 impose fee an process enhanced for emergency use telephone of system communication fee devices on beyond 911 landlines- service user locations.

and ~~Intr 1~~ CS for HB 2026R30665351 (3) Minimum standards for education and training of all personnel in emergency communications centers.

~~(b)(b)(1)~~ A county commission may impose a fee upon consumers of local exchange service each 911 service user user location, defined as an occupied residential, commercial, or business premises assigned a physical address within that county county, without regard to the type of communications technology utilized at that location, for an enhanced emergency telephone system and associated electronic equipment and for the conversion of all rural routes to city-type addressing as provided in section three of this article.

~~The fee may be placed on landline users, users of local exchange services, voice over internet protocol subscribers, or any other user whose use can be reasonably related to 911 services.~~

Effective on July 1, 2006, all county enhanced emergency telephone system fees that are in effect as of July 1, 2006, and as such may later be modified by action of a county commission, shall be imposed upon in-state subscribers to voice over Internet protocol (VoIP) service, as VoIP service is defined by the Federal Communications Commission of the United States A nonbusiness ~~VoIP~~voice over internet protocol (VoIP) service subscriber shall be considered in-state if the primary residence of the subscriber is located within West Virginia.

~~(c)(1)(2)~~ A county commission may ~~collect not a impose county imposed more 911 than user one fee enhanced or emergency contract with the telephone company system or fee companies authorized providing by local this exchange section service upon within the county same for 911 the service telephone user company location, or and companies one or more third parties to act as the billing fee agent shall or not agents be of separately the imposed county upon commission individual for telecommunications, the wireless, billing voice of over the Internet fee Protocol, imposed broadband, pursuant or to similar subsection service (b) subscriptions of associated this with section that location.~~

~~Intr 2~~ HB CS 2026R3066 for The HB cost 5351 for (3) the A billing county agent commission services may ~~be not included levy as a recurring fee maintenance on cost commercial of mobile the service enhanced as emergency defined telephone at system.~~ 47 U.S.C.

~~(2) Sec.332, Where private a mobile county service commission has contracted with a telephone company to act as its defined billing at agent 47 for U.S.C. enhanced emergency telephone system fees, all competing local exchange telephone companies with customers in that county shall bill the enhanced emergency telephone system fees to its respective customers located in that county and shall remit the fee.~~

Sec.332, or internet access as defined at 47 U.S.C.

Sec.151 Note, Sec.1105(5).

(c)(1) A county commission may collect the enhanced emergency telephone system fees described in subsection (b) of this section or contract with the telephone company or companies providing local exchange service within the county for the telephone company or companies a third party to act as the billing agent or agents of the county commission for the billing of the fee imposed pursuant to subsection (b) of this section.

The cost for the billing agent services may be included as a recurring maintenance cost of the enhanced emergency telephone system.

(2) Where a county commission has contracted with a telephone company to act as its billing agent for enhanced emergency telephone system fees, all competing local exchange telephone companies with customers in that county shall bill the enhanced emergency telephone system fees to its respective customers located in that county whose service addresses correspond to a 911 service user location and shall remit the fee.

