
 THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. **1789** Session of
2009

INTRODUCED BY SOLOBAY, EVERETT, MELIO, ADOLPH, BEAR, BELFANTI, BRENNAN, BRIGGS, CARROLL, D. COSTA, DALLY, DePASQUALE, DERMODY, DiGIROLAMO, J. EVANS, FARRY, FRANKEL, GEIST, GIBBONS, GINGRICH, GRUCELA, HALUSKA, HARHAI, HARHART, HARKINS, HENNESSEY, HESS, HORNAMAN, JOSEPHS, W. KELLER, KNOWLES, KORTZ, KOTIK, KULA, LEVDANSKY, MANN, MARKOSEK, MARSHALL, MATZIE, McGEEHAN, McILVAINE SMITH, MENSCH, MILLER, MURT, OBERLANDER, M. O'BRIEN, O'NEILL, OLIVER, PASHINSKI, PAYNE, PETRI, PHILLIPS, PICKETT, QUINN, READSHAW, REICHLEY, SABATINA, SANTONI, SEIP, SIPTROTH, K. SMITH, SONNEY, STERN, STURLA, J. TAYLOR, R. TAYLOR, VEREB, VULAKOVICH, WAGNER, WALKO, WHITE, YOUNGBLOOD, YUDICHAK, SAYLOR, GOODMAN AND CALTAGIRONE, JUNE 29, 2009

SENATOR BAKER, VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, IN SENATE, AS AMENDED, MAY 25, 2010

AN ACT

1 Amending the act of July 9, 1990 (P.L.340, No.78), entitled "An
2 act providing for a Statewide emergency telephone number 911
3 system; providing for contributions from telephone
4 subscribers; providing a penalty; and making a repeal,"
5 further providing for definitions and for Wireless E-911
6 Emergency Services Fund; ~~and~~ imposing a prepaid wireless
7 E-911 surcharge; AND REQUIRING A STUDY OF THE LEGISLATIVE
8 BUDGET AND FINANCE COMMITTEE. ←

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Section 2 of the act of July 9, 1990 (P.L.340,
12 No.78), known as the Public Safety Emergency Telephone Act,
13 amended December 30, 2003 (P.L.384, No.56) and July 9, 2008
14 (P.L.948, No.72), is amended to read:

1 Section 2. Definitions.

2 The following words and phrases when used in this act shall
3 have the meanings given to them in this section unless the
4 context clearly indicates otherwise:

5 "911 emergency communication system" or "911 system." A
6 system, including enhanced 911 service but excluding a wireless
7 E-911 system, which permits a person dialing 911 by telephone to
8 be connected to a public safety answering point, via normal
9 telephone facilities, for the reporting of police, fire, medical
10 or other emergency situations.

11 ["Active prepaid wireless account." A prepaid wireless
12 account that has been used by the customer during the month to
13 complete a telephone call for which the customer's card or
14 account was reduced.]

15 "Advisory committee." The wireless E-911 Emergency Services
16 Advisory Committee established in section 11.3.

17 "Agency." The Pennsylvania Emergency Management Agency.

18 "Associated with Pennsylvania."

19 (1) In the case of the mobile telephone number (MTN),
20 the geographical location associated with the first six
21 digits or NPA/NXX of the MTN; or

22 (2) in the case of a customer service address, the
23 physical location of the address.

24 "Automatic location information" or "ALI." The delivery or
25 receipt of the street address of the telephone or the geographic
26 location of the wireless device, as specified in the FCC E-911
27 Order, being used to place a call to a 911 system or to a
28 wireless E-911 system.

29 "Automatic number identification" or "ANI." The delivery or
30 receipt of the telephone number assigned to the telephone or

1 wireless device being used to place a call to a 911 system or to
2 a wireless E-911 system.

3 "Commission." The Pennsylvania Public Utility Commission.

4 "Competitive local exchange carrier." A local exchange
5 carrier that has been certificated as a competitive local
6 exchange carrier by the Pennsylvania Public Utility Commission.

7 "Consumer." A person who purchases prepaid wireless
8 telecommunications service or a prepaid wireless device in a
9 retail transaction.

10 "Contribution rate." A fee assessed against a telephone
11 subscriber for the nonrecurring costs, maintenance and operating
12 costs of a 911 system. Counties of the first through second
13 class A may impose a monthly contribution rate in an amount not
14 to exceed \$1 per line on each local exchange access line.
15 Counties of the third through fifth class may impose monthly
16 contribution rates in an amount not to exceed \$1.25 per line on
17 each local exchange access line. Counties of the sixth through
18 eighth class may impose a monthly contribution rate in an amount
19 not to exceed \$1.50 per line on each local exchange access line.
20 The contribution rate may be used by counties for the expenses
21 of implementing, expanding or upgrading a 911 system. Expenses
22 eligible for reimbursement through the contribution rate shall
23 include telephone terminal equipment, trunk line service
24 installation, network changes, building of initial data base and
25 any other nonrecurring costs to establish a 911 system. The
26 contribution rate may also be used to fund recurring costs
27 pursuant to section 8(b). Expenses not eligible for
28 reimbursement through the contribution rate shall include
29 purchase of real estate, cosmetic remodeling, central office
30 upgrades, hiring of dispatchers, ambulances, fire engines or

1 other emergency vehicles, utilities, taxes and other expenses as
2 determined by the Pennsylvania Emergency Management Agency.

3 "Council." The Pennsylvania Emergency Management Council.

4 "County." The term shall include a city of the first class
5 coterminous with a county.

6 "County plan." A document submitted by the county on a
7 triennial basis to the Pennsylvania Emergency Management Agency,
8 outlining its proposed and existing wireline and wireless 911
9 and enhanced 911 systems and procedures, including a
10 contribution rate, for the forthcoming three years.

11 "Emergency notification services." Services provided by
12 authorized agencies of Federal, State, county or local
13 governments, or by persons authorized by such governments, that
14 notify the public, using ANI/ALI data base information, of
15 emergencies declared by such governments.

16 "Emergency support services." Information or data base
17 management services provided by authorized agencies of Federal,
18 State, county or local governments, or by persons authorized by
19 such governments, that are used in support of PSAPs or emergency
20 notification services.

21 "Enhanced 911 service" or "E-911." Emergency telephone
22 service providing for automatic identification of caller
23 location and calling number.

24 "FCC E-911 Order." All orders issued by the Federal
25 Communications Commission pursuant to the proceeding entitled
26 "Revision of the Commission's Rules to Ensure Compatibility with
27 Enhanced 911 Emergency Calling Systems" (CC Docket No. 94-102)
28 codified at 47 CFR 20.18 (relating to 911 Service), any
29 successor proceeding and any other FCC order that affects the
30 provision of wireless E-911 service to wireless service

1 customers.

2 "Fund." The Wireless E-911 Emergency Services Fund
3 established in section 11.4.

4 "Interconnected Voice over Internet Protocol service
5 customer" or "VoIP service customer." A person who is billed by
6 an interconnected Voice over Internet Protocol provider, is the
7 end user of VoIP service and who has designated a primary place
8 of use within this Commonwealth.

9 "Interconnected Voice over Internet Protocol provider" or
10 "VoIP provider." A person engaged in the business of providing
11 VoIP service to end-use customers in this Commonwealth,
12 including resellers.

13 "Interconnected Voice over Internet Protocol service" or
14 "VoIP service." Service as defined by all orders issued by the
15 Federal Communications Commission pursuant to the proceeding
16 entitled "IP-Enabled Services", (WC Docket No. 04-36; FCC
17 05-116), codified at 47 CFR Part 9 (relating to interconnected
18 Voice over Internet Protocol services), any successor proceeding
19 and any other FCC order that affects the provision of 911
20 service or E-911 service to VoIP service customers or further
21 defines interconnected Voice over Internet Protocol service.

22 "Interexchange carrier." A person that is authorized by the
23 Pennsylvania Public Utility Commission to provide long-distance
24 telecommunications service.

25 "Local exchange carrier." A person, including a competitive
26 local exchange carrier, that is authorized by the Pennsylvania
27 Public Utility Commission to provide local exchange
28 telecommunications service or exchange access.

29 "Local exchange telephone service." The provision of
30 telephonic message transmission within an exchange, as such is

1 defined and described in tariffs filed with and approved by the
2 commission.

3 "Mobile telephone number" or "MTN." The telephone number
4 assigned to a wireless telephone at the time of initial
5 activation.

6 "NPA-NXX." The first six digits of a ten-digit telephone
7 number, including a mobile telephone number, representing the
8 area code and exchange of the telephone number.

9 "Person." The term includes a corporation, a partnership, an
10 association, the Federal Government, the State government, a
11 political subdivision, a municipal or other local authority, as
12 well as a natural person.

13 "Prepaid wireless device." A wireless telephone that is
14 purchased strictly for the purpose of initiating a prepaid
15 calling service and does not include traditional wireless
16 devices used for monthly calling plans.

17 "Prepaid wireless E-911 surcharge." The charge that is
18 required to be collected by a seller from a consumer in the
19 amount established under section 11.4(b.1).

20 "Prepaid wireless provider." A person that provides prepaid
21 wireless telecommunications service pursuant to a license issued
22 by the Federal Communications Commission.

23 "Prepaid wireless [telephone] telecommunications service." A
24 wireless [telephone service which is activated in advance by
25 payment of a finite dollar amount or for a finite set of minutes
26 and which, unless an additional finite dollar amount or finite
27 set of minutes is paid in advance, terminates either upon use by
28 a customer and delivery by the wireless carrier of an agreed-
29 upon amount of service corresponding to the total dollar amount
30 paid in advance or within a certain period of time following

1 initial purchase or activation] telecommunications service that
2 allows a caller to dial 911 to access the 911 system, which
3 service must be paid for in advance and is sold in predetermined
4 units or dollars of which the number may or may not decline with
5 use in a known amount.

6 "Primary place of use." The street address representative of
7 where the customer's use of the VoIP service primarily occurs.
8 For the purpose of VoIP 911 fees, primary place of use is the
9 customer's registered location on the date the customer is
10 billed.

11 "Public agency." The Commonwealth or a political
12 subdivision, public authority, municipal authority or any
13 organization located in whole or in part within this
14 Commonwealth which provides or has the authority to provide
15 firefighting, law enforcement, ambulance, emergency medical or
16 other emergency services.

17 "Public safety answering point" or "PSAP." The agency-
18 approved first point at which calls for emergency assistance
19 from individuals are answered, operated 24 hours a day.

20 "Retail transaction." The purchase of prepaid wireless
21 telecommunications service or a prepaid wireless device from a
22 seller for any purpose other than resale.

23 "Seller." A person who sells prepaid wireless
24 telecommunications service or a prepaid wireless device to
25 another person.

26 ["Sufficient positive balance." A dollar amount greater than
27 or equal to the monthly wireless surcharge amount.]

28 "Telecommunications carrier." Any provider of
29 telecommunications services as defined by the Telecommunications
30 Act of 1996 (Public Law 104-104, 110 Stat. 56).

1 "Telephone subscriber." A person who contracts with a local
2 exchange carrier within this Commonwealth for local exchange
3 telephone service, either residential or commercial. When the
4 same person has several telephone dial tone access lines, each
5 dial tone access line shall constitute a separate subscription.
6 For purposes of the contribution rate, the term shall not
7 include pay stations owned or operated by a regulated public
8 utility, or nonpublic utilities as the term is used in 66
9 Pa.C.S. § 2913(b) (relating to minimum service requirement).

10 "Vendor." A person other than a local exchange carrier or a
11 wireless provider who supplies 911 or wireless E-911 system
12 services or equipment.

13 "Wireless E-911 service." Service provided by a wireless
14 provider, pursuant to the FCC E-911 Order.

15 "Wireless E-911 State plan." A document to be prepared,
16 maintained and kept current by the Pennsylvania Emergency
17 Management Agency providing for all aspects of the development,
18 implementation, operation and maintenance of a Statewide
19 integrated wireless E-911 system, including the exclusive
20 authority to formulate technical standards and determine
21 permitted uses of and amounts disbursed from the Wireless E-911
22 Emergency Services Fund established by section 11.4(a).

23 "Wireless E-911 surcharge." A monthly fee assessed upon each
24 wireless service customer, other than a prepaid wireless seller,
25 provider or consumer subject to the prepaid wireless E-911
26 surcharge under section 11.4(b.1), for each wireless two-way
27 communication device for which that customer is charged by a
28 wireless provider for wireless service.

29 "Wireless E-911 system." An E-911 system which permits
30 wireless service customers dialing 911 to be connected to a

1 public safety answering point for the reporting of police, fire,
2 medical or other emergency situations.

3 "Wireless provider." A person engaged in the business of
4 providing wireless service to end-use customers in this
5 Commonwealth, including resellers.

6 "Wireless service." Commercial mobile radio service as
7 defined under section 332(d) of the Communications Act of 1934
8 (47 U.S.C. § 332(d)) and which provides real-time, two-way voice
9 service that is interconnected with the public switched
10 telephone network.

11 "Wireless service customer." A person who is billed by a
12 wireless provider or who receives prepaid wireless telephone
13 service from a wireless provider for wireless service within
14 this Commonwealth.

15 Section 2. Section 11.4(a) and (b) of the act, added
16 December 30, 2003 (P.L.384, No.56), are amended and the section
17 is amended by adding a subsection to read:

18 Section 11.4. Wireless E-911 Emergency Services Fund.

19 (a) Establishment of fund.--There is hereby established in
20 the State Treasury a nonlapsing restricted interest-bearing
21 account to be known as the Wireless E-911 Emergency Services
22 Fund. The fund shall consist of the fees collected under
23 [subsection (b)] subsections (b) and (b.1), funds appropriated
24 by the General Assembly and of funds from any other source,
25 private or public. Moneys in the fund and the interest it
26 accrues is hereby appropriated to the Pennsylvania Emergency
27 Management Agency to be disbursed by the agency. The moneys in
28 the fund shall be used only for the following costs:

29 (1) PSAP and wireless provider costs resulting from
30 compliance with the FCC E-911 Order, including development,

1 implementation and testing, operation and maintenance of a
2 Statewide integrated wireless E-911 system. Costs paid from
3 the fund must be eligible recurring or nonrecurring costs as
4 determined by the agency in accordance with sections 11.2(a)
5 and 11.5 for wireless E-911 service provided in accordance
6 with the FCC E-911 Order or a county plan or amended county
7 plan approved by the agency.

8 (2) The agency-approved costs of PSAPs specified in
9 section 8(b) that relate directly or indirectly to the
10 provision of wireless E-911 service, to the extent:

11 (i) the costs are not included in the costs paid
12 under section 11.4(a) (1) and the approved E-911 costs
13 provided in section 11.4(a) (1) have been reimbursed; and

14 (ii) the costs do not exceed the percentage of the
15 actual ratio of demonstrated wireless calls to
16 demonstrated total emergency call volume times the amount
17 of money in the fund, and further:

18 (A) the amount of the costs that may be
19 reimbursed is limited to 25% of the fund if a
20 majority of wireless providers serving the geographic
21 area covered by the PSAP have been tested and
22 accepted by the PSAP for wireless E-911 Phase I
23 service;

24 (B) the amount of the costs that may be
25 reimbursed is limited to 50% of the fund if all of
26 the wireless providers serving the geographic area
27 covered by the PSAP have been tested and accepted by
28 the PSAP for wireless E-911 Phase I service;

29 (C) the amount of the costs that may be
30 reimbursed is limited to 75% of the fund if a

1 majority of wireless providers serving the geographic
2 area covered by the PSAP have been tested and
3 accepted by the PSAP for wireless E-911 Phase II
4 service; and

5 (D) the amount of the costs that may be
6 reimbursed is limited to 100% of the fund if all of
7 the wireless providers serving the geographic area
8 covered by the PSAP have been tested and accepted by
9 the PSAP for wireless E-911 Phase II service.

10 In the event that, pursuant to an FCC E-911 waiver, a wireless
11 provider is temporarily relieved of its obligation to provide
12 wireless E-911 Phase II service in the geographic area covered
13 by a requesting PSAP, such wireless carrier shall be disregarded
14 in the determinations to be made pursuant to subparagraphs (iii)
15 and (iv) until such time as the wireless carrier's obligation to
16 provide wireless E-911 Phase II service again becomes effective.

17 (b) Wireless E-911 surcharge.--Each wireless service
18 customer shall pay a fee, to be known as a wireless E-911
19 surcharge, in an amount of \$1 per month for each device that
20 provides wireless service for which that customer is billed by a
21 wireless provider for wireless service [or receives prepaid
22 wireless telephone service from a wireless provider]. Such fee
23 shall be collected apart from and in addition to any fee levied
24 by the wireless provider in whole or in part for the provision
25 of 911 services.

26 (1) Wireless providers shall collect the fee on behalf
27 of the agency as part of their billing process and shall have
28 no obligation to take any legal action to enforce the
29 collection of the surcharge. Such action may be brought by or
30 on behalf of the agency. Annually, upon written request of

1 the agency, each wireless provider shall provide a list of
2 the names and addresses of those wireless service customers
3 carrying a balance that have failed to pay the wireless E-911
4 surcharge. The wireless provider shall not be liable for such
5 unpaid amounts.

6 (2) If a wireless provider receives a partial payment
7 for a monthly bill from a wireless service customer, the
8 wireless provider shall apply the payment against the amount
9 the wireless service customer owes the wireless provider
10 first and shall remit to the State Treasurer such lesser
11 amount, if any, as shall result therefrom.

12 (3) The fees collected under this subsection shall not
13 be subject to taxes or charges levied by the Commonwealth or
14 any political subdivision of this Commonwealth, nor shall
15 such fees be considered revenue of the wireless provider for
16 any purpose.

17 [(4) In the case of prepaid wireless telephone service,
18 the monthly wireless 911 surcharge imposed by this section
19 shall be remitted based upon each prepaid wireless account in
20 any manner consistent with the provider's existing operating
21 or technological abilities, such as customer address,
22 location associated with the MTN, or reasonable allocation
23 method based upon other comparable relevant data and
24 associated with Pennsylvania, for each wireless customer with
25 an active prepaid wireless account and has a sufficient
26 positive balance as of the last day of each month, if such
27 information is available.]

28 (4) The provisions of this subsection shall not apply to
29 sellers, providers or consumers of prepaid wireless
30 telecommunications service.

1 (b.1) Prepaid wireless E-911 surcharge.--

2 (1) There is hereby imposed a prepaid wireless E-911
3 surcharge of \$1 per retail transaction or the adjusted
4 surcharge, if any, established under paragraph (5). The \$1
5 surcharge shall be applied to the cost of each retail
6 transaction regardless of whether the service or prepaid
7 wireless device was purchased in person, by telephone,
8 through the Internet or by any other method.

9 (2) A prepaid wireless E-911 surcharge shall be
10 collected by the seller from the consumer for each retail
11 transaction occurring in this Commonwealth. The amount of the
12 prepaid wireless E-911 surcharge shall be either separately
13 stated on an invoice, receipt or other similar document that
14 is provided to the consumer by the seller or otherwise
15 disclosed to the consumer. A retail transaction that is
16 effected in person by a consumer at a business location of
17 the seller shall be treated as occurring in this Commonwealth
18 if that business location is in this Commonwealth, and any
19 other retail transaction shall be treated as occurring in
20 this Commonwealth if the retail transaction is treated as
21 occurring in this Commonwealth for the purposes of section
22 202(e.1) of the act of March 4, 1971 (P.L.6, No.2), known as
23 the Tax Reform Code of 1971.

24 (3) A prepaid wireless E-911 surcharge is a liability of
25 the consumer and not of the seller or any provider, except
26 that the seller shall be liable to remit all prepaid wireless
27 E-911 surcharges that the seller collects from consumers as
28 provided under paragraph (6), including all charges that the
29 seller is deemed to collect where the amount of the surcharge
30 has not been separately stated in an invoice, receipt or

1 other similar document provided to the consumer by the
2 seller.

3 (4) The amount of the prepaid wireless E-911 surcharge
4 that is collected by a seller from a consumer, whether or not
5 the amount is separately stated on an invoice, receipt or
6 similar document provided to the consumer by the seller,
7 shall not be included in the base for measuring any tax, fee,
8 surcharge or other charge that is imposed by the
9 Commonwealth, a political subdivision or an intergovernmental
10 agency.

11 (5) The prepaid wireless E-911 surcharge shall be
12 proportionately increased or reduced, as applicable, upon any
13 change to the wireless E-911 surcharge imposed under
14 subsection (b). The increase or reduction shall be effective
15 on the effective date of the change to the surcharge imposed
16 under subsection (b) or, if later, the first day of the first
17 calendar month to occur at least 60 days after the effective
18 date of the change to the surcharge imposed under subsection
19 (b). The Department of Revenue shall provide not less than 30
20 days' notice of an increase or reduction on its public
21 website.

22 (6) Prepaid wireless E-911 surcharges collected by a
23 seller shall be remitted to the Department of Revenue at the
24 times provided under Article II of the Tax Reform Code of
25 1971 with respect to sales and use tax. The Department of
26 Revenue shall establish payment procedures that substantially
27 coincide with the payment procedures of Article II of the Tax
28 Reform Code of 1971, except the department may require the
29 filing of returns and the payment of the surcharge by
30 electronic means.

1 (7) During the first 180 days after the effective date
2 of this section, a seller may deduct and retain 25% of the
3 prepaid wireless surcharges collected by the seller from
4 consumers for direct start-up costs. After such
5 implementation period, a seller may deduct and retain up to
6 3% of prepaid wireless E-911 surcharges that are collected by
7 the seller from consumers for administrative purposes.

8 (8) The assessment, audit, appeal, collection and
9 enforcement procedures and any other pertinent provisions
10 applicable to the sales and use tax imposed under Article II
11 of the Tax Reform Code of 1971 shall apply to prepaid
12 wireless E-911 surcharges.

13 (9) The Department of Revenue shall establish procedures
14 by which a seller of prepaid wireless telecommunications
15 service may document that a sale is not a retail transaction,
16 which procedures shall substantially coincide with the
17 procedures for documenting sale for resale transactions for
18 sales and use tax purposes under Article II of the Tax Reform
19 Code of 1971.

20 (10) The Department of Revenue shall pay all remitted
21 prepaid wireless E-911 surcharges to the State Treasurer for
22 deposit into the fund within 30 days of receipt, for use as
23 provided in this act. During the first 180 days after the ←
24 effective date of this section, the Department of Revenue may
25 retain 25% of the remitted surcharges for direct start up
26 costs. After the implementation period, the THE department ←
27 may retain up to 2% of remitted surcharges to pay for agency
28 expenses directly related to the costs of administering the
29 collection and remittance of prepaid wireless E-911
30 surcharges.

1 (11) The provisions of section 11.9 shall apply to
2 providers and sellers of prepaid wireless telecommunications
3 service.

4 (12) The prepaid wireless E-911 surcharge shall be the
5 only E-911 funding obligation imposed with respect to prepaid
6 wireless telecommunications service in this Commonwealth. No
7 tax, fee, surcharge or other charge may be imposed by the
8 Commonwealth, a political subdivision or an intergovernmental
9 agency for E-911 funding purposes, on any provider, seller or
10 consumer with respect to the sale, purchase, use or provision
11 of prepaid wireless telecommunications service.

12 * * *

13 SECTION 3. THE ACT IS AMENDED BY ADDING A SECTION TO READ: ←

14 SECTION 12.1. LEGISLATIVE STUDY.

15 (A) REQUIREMENT.--THE LEGISLATIVE BUDGET AND FINANCE
16 COMMITTEE SHALL STUDY THE 911 AND WIRELESS E-911 FUNDING SYSTEM
17 UNDER SECTION 11.4. IN CONDUCTING THE STUDY, THE COMMITTEE SHALL
18 CONSIDER COST-BENEFIT ANALYSES TO DETERMINE THE COST
19 EFFECTIVENESS OF THE SYSTEMS BOTH WITHIN THE AGENCY AND THE
20 COUNTIES. AT A MINIMUM, THE COMMITTEE SHALL INQUIRE INTO AND
21 MAKE RECOMMENDATIONS WITH RESPECT TO:

22 (1) THE EFFICACY BY WHICH THE CONTRIBUTION RATE, THE
23 WIRELESS E-911 SURCHARGE AND THE PREPAID WIRELESS E-911
24 SURCHARGE ARE COLLECTED AND REMITTED FOR INTENDED PURPOSES
25 SET FORTH IN THIS ACT.

26 (2) THE EXPENDITURES AUTHORIZED FOR PAYMENT FROM A
27 COUNTY'S RESTRICTED ACCOUNT FOR THE PURPOSES OF NONRECURRING
28 AND RECURRING CHARGES BILLED FOR THE 911 SYSTEM.

29 (3) DISBURSEMENTS MADE BY THE AGENCY FROM THE FUND.

30 (4) THE METHOD AND AMOUNT OF FUNDING COLLECTED THROUGH

1 THE CONTRIBUTION RATE, THE WIRELESS E-911 SURCHARGE AND THE
2 PREPAID WIRELESS E-911 SURCHARGE IN COMPARISON TO 911 AND
3 WIRELESS E-911 FUNDING SYSTEMS UTILIZED IN OTHER STATES.

4 (5) THE FEASIBILITY AND EFFECTIVENESS OF CONSOLIDATING
5 PUBLIC SAFETY ANSWERING POINTS IN THIS COMMONWEALTH.

6 (6) ANY OTHER COST-SAVING MEASURES THAT MAY BE UTILIZED
7 BY THE PUBLIC SAFETY ANSWERING POINTS OR THE AGENCY WHICH
8 WILL NOT JEOPARDIZE PUBLIC SAFETY.

9 (7) NATIONAL INITIATIVES BEING CONSIDERED OR IMPLEMENTED
10 IN OTHER STATES INTENDED TO PROVIDE COST SAVINGS IN 911
11 SYSTEMS WITHOUT IMPACTING PUBLIC SAFETY.

12 (8) A REVIEW OF THE CURRENT AUDITING REQUIREMENTS OF
13 STATE AND COUNTY 911 EXPENDITURES UNDER THIS ACT.

14 (9) THE ISSUES THE COMMONWEALTH WILL NEED TO CONSIDER IN
15 INCORPORATING "NEXT GENERATION 911" AND OTHER NONTRADITIONAL
16 COMMUNICATION TECHNOLOGIES INTO ITS EMERGENCY RESPONSE
17 SYSTEM.

18 (10) ANY TECHNOLOGY-NEUTRAL 911 FUNDING OPTIONS BY
19 EITHER THE COMMONWEALTH OR POLITICAL SUBDIVISIONS WHICH DO
20 NOT RELY ON DISPARATE TECHNOLOGIES, FEE AMOUNTS AND GRANT
21 STRUCTURES.

22 (B) REPORT.--THE COMMITTEE SHALL SUBMIT A FINAL REPORT WITH
23 RECOMMENDATIONS TO THE SECRETARY OF THE SENATE AND THE CHIEF
24 CLERK OF THE HOUSE OF REPRESENTATIVES BY JANUARY 4, 2011, AND
25 SHALL TRANSMIT A COPY OF THE FINAL REPORT TO THE LEGISLATIVE
26 REFERENCE BUREAU FOR PUBLICATION IN THE PENNSYLVANIA BULLETIN
27 WITHIN 30 DAYS OF THE SUBMISSION OF THE FINAL REPORT.

28 ~~Section 3. This act shall take effect October 1, 2010.~~ ←

29 SECTION 4. THIS ACT SHALL TAKE EFFECT AS FOLLOWS: ←

30 (1) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT

1 IMMEDIATELY:

2 (I) THE ADDITION OF SECTION 12.1 OF THE ACT.

3 (II) THIS SECTION.

4 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT JANUARY
5 1, 2011.