

FILED MAR 3 2005

SENATE FILE 264  
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO SSB 1047)

Passed Senate, Date 3-9-05 Passed House, Date 3-29-05  
Vote: Ayes 50 Nays 0 Vote: Ayes 99 Nays 0  
Approved 4/6/05

A BILL FOR

1 An Act relating to the funding of the dual party relay service  
2 through assessments on telecommunications carriers providing  
3 telephone service.

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

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SE 264

1 Section 1. Section 477C.7, Code 2005, is amended to read  
2 as follows:

3 477C.7 FUNDING.

4 1. The board shall impose an annual assessment to fund the  
5 programs described in this chapter upon all telephone  
6 utilities telecommunications carriers providing service in the  
7 state as follows:

8 ~~1-~~ 2. The total assessment shall be allocated one-half-to  
9 local-exchange-telephone-utilities-and-one-half-to-the  
10 following-telephone-utilities as follows:

11 a. Wireless communications service providers shall be  
12 assessed three cents per month for each wireless  
13 communications service number provided in this state.

14 b. (1) The remainder of the assessment shall be allocated  
15 one-half to local exchange telephone utilities and one-half to  
16 the following:

17 ~~a-~~ (a) Interexchange carriers.

18 ~~b-~~ (b) Centralized equal access providers.

19 ~~c-~~ (c) Alternative operator services companies.

20 ~~2-~~ (2) The assessment shall be levied allocated  
21 proportionally based upon revenues from all intrastate  
22 regulated, deregulated, and exempt telephone services under  
23 sections 476.1 and 476.1D.

24 3. The telephone-utilities telecommunications carriers  
25 shall remit the assessed amounts quarterly to a special fund,  
26 as defined under section 8.2, subsection 9. The moneys in the  
27 fund are appropriated solely to plan, establish, administer,  
28 and promote the relay service and equipment distribution  
29 programs.

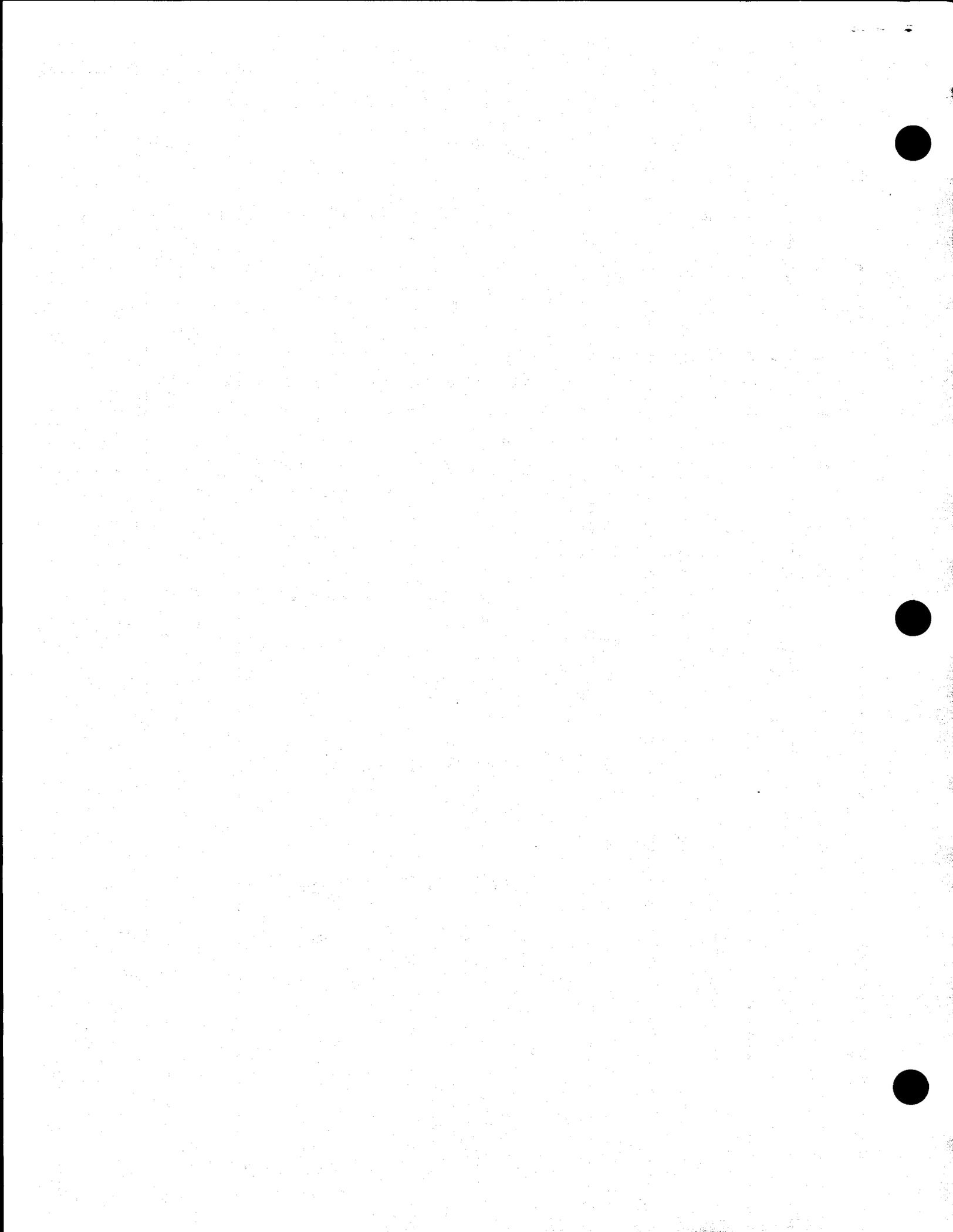
30 4. The telephone-utilities telecommunications carriers  
31 subject to assessment shall provide the information requested  
32 by the board necessary for implementation of the assessment.

33 5. The local exchange telephone utilities shall not  
34 recover from intrastate access charges any portion of such  
35 utilities assessment imposed under this section.

EXPLANATION

1  
2 This bill relates to the funding of the dual party relay  
3 service through an assessment on telecommunications carriers  
4 providing telephone service in this state. Under current law,  
5 the dual party relay service is funded through an assessment  
6 that is allocated one-half to local exchange telephone  
7 utilities and one-half to interexchange carriers, centralized  
8 equal access carriers, and alternative operator services  
9 companies. The bill reallocates the assessment by providing  
10 that wireless communications service providers pay three cents  
11 per month per wireless number provided in this state. The  
12 remainder of the assessment is allocated proportionately based  
13 on revenues, one-half to local exchange service providers and  
14 one-half to interexchange carriers, centralized equal access  
15 providers, and alternative operator services companies.

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Bolkcom  
Angelo  
Kettering  
Courtney

Succeeded By  
Sr/HF 264

SSB# 1047  
Commerce

SENATE FILE \_\_\_\_\_

BY (PROPOSED COMMITTEE ON  
COMMERCE BILL BY CO-CHAIRPERSONS  
BEHN AND WARNSTADT)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the funding of the dual party relay service  
2 through assessments on telecommunications carriers providing  
3 telephone service.

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

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2 as follows:

3 477C.7 FUNDING.

4 The board shall impose an annual assessment to fund the  
5 programs described in this chapter upon all telephone  
6 utilities telecommunications carriers providing telephone  
7 service in the state as follows:

8 1. The total assessment shall be allocated ~~one-half-to~~  
9 ~~local-exchange-telephone-utilities-and-one-half-to~~  
10 proportionately based on revenues among the following  
11 telephone-utilities telecommunications carriers:

- 12 a. Interexchange carriers.
- 13 b. Centralized equal access providers.
- 14 c. Alternative operator services companies.
- 15 d. Local exchange telephone utilities.
- 16 e. Wireless communications service providers.

17 2. The assessment shall be levied upon revenues from all  
18 intrastate regulated, deregulated, and exempt telephone  
19 services under sections 476.1 and 476.1D.

20 3. The telephone-utilities telecommunications carriers  
21 shall remit the assessed amounts quarterly to a special fund,  
22 as defined under section 8.2, subsection 9. The moneys in the  
23 fund are appropriated solely to plan, establish, administer,  
24 and promote the relay service and equipment distribution  
25 programs.

26 4. The telephone-utilities telecommunications carriers  
27 subject to assessment shall provide the information requested  
28 by the board necessary for implementation of the assessment.

29 5. The local exchange telephone utilities shall not  
30 recover from intrastate access charges any portion of such  
31 utilities assessment imposed under this section.

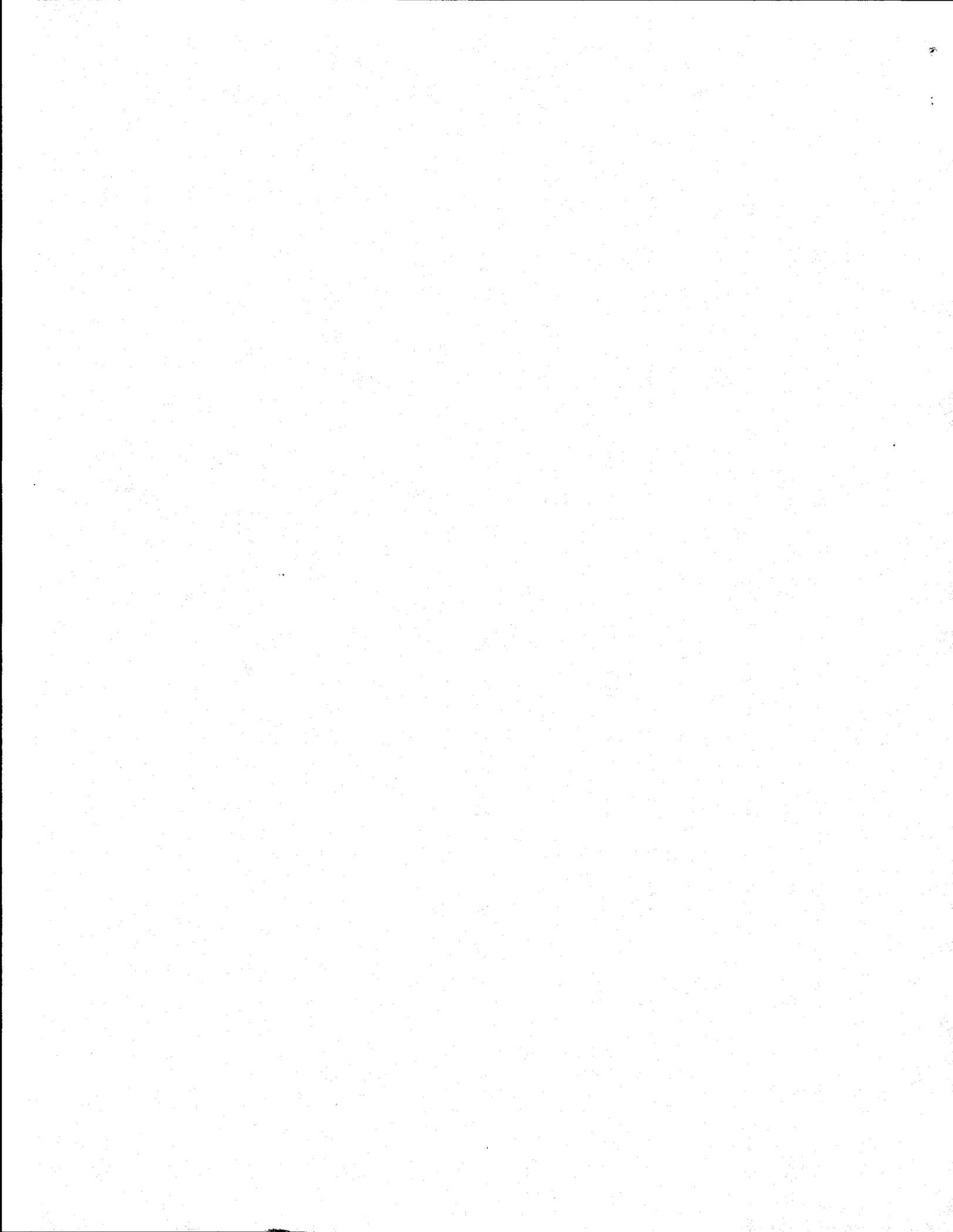
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EXPLANATION

33 This bill relates to the funding of the dual party relay  
34 service through an assessment on telecommunications carriers  
35 providing telephone service in this state. Under current law,

1 the dual party relay service is funded through an assessment  
2 that is allocated one-half to local exchange telephone  
3 utilities and one-half to interexchange carriers, centralized  
4 equal access carriers, and alternative operator services  
5 companies. The bill reallocates the assessment between  
6 interexchange carriers, centralized equal access providers,  
7 alternative operator services companies, local exchange  
8 telephone utilities, and wireless communications service  
9 providers. The bill allocates the assessment proportionately  
10 based on revenues.

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SENATE FILE 264

AN ACT

RELATING TO THE FUNDING OF THE DUAL PARTY RELAY SERVICE THROUGH ASSESSMENTS ON TELECOMMUNICATIONS CARRIERS PROVIDING TELEPHONE SERVICE.

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

Section 1. Section 477C.7, Code 2005, is amended to read as follows:

477C.7 FUNDING.

1. The board shall impose an annual assessment to fund the programs described in this chapter upon all telephone utilities telecommunications carriers providing service in the state as follows:

2. The total assessment shall be allocated one-half to local exchange telephone utilities and one-half to the following telephone utilities as follows:

a. Wireless communications service providers shall be assessed three cents per month for each wireless communications service number provided in this state.

b. (1) The remainder of the assessment shall be allocated one-half to local exchange telephone utilities and one-half to the following:

- a. (a) Interexchange carriers.
- b. (b) Centralized equal access providers.
- c. (c) Alternative operator services companies.

(2) The assessment shall be levied allocated proportionally based upon revenues from all intrastate regulated, deregulated, and exempt telephone services under sections 476.1 and 476.1D.

3. The telephone utilities telecommunications carriers shall remit the assessed amounts quarterly to a special fund, as defined under section 8.2, subsection 9. The moneys in the

fund are appropriated solely to plan, establish, administer, and promote the relay service and equipment distribution programs.

4. The telephone utilities telecommunications carriers subject to assessment shall provide the information requested by the board necessary for implementation of the assessment.

5. The local exchange telephone utilities shall not recover from intrastate access charges any portion of such utilities assessment imposed under this section.

JOHN P. KIBBIE  
President of the Senate

CHRISTOPHER C. RANTS  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 264, Eighty-first General Assembly.

MICHAEL E. MARSHALL  
Secretary of the Senate

Approved 4/6, 2005

THOMAS J. VILSACK  
Governor

