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Date: (Filing No. H- )

**ENERGY, UTILITIES AND TECHNOLOGY**

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
125TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1326, L.D. 1799, Bill, “An Act Regarding the Collection of Fees for Prepaid Wireless Service”

Amend the bill by striking out all of sections 1 to 4 and inserting the following:

**'Sec. 1. 25 MRSA §2927, sub-§1-F, ¶¶B to J,** as enacted by PL 2009, c. 400, §10 and affected by §15, are repealed.'

Amend the bill in section 5 in subsection 2-B in the last paragraph in the first 2 lines (page 2, lines 4 and 5 in L.D.) by striking out the following: "Treasurer of State" and inserting the following: 'Treasurer of State State Tax Assessor'

Amend the bill by striking out all of section 8.

Amend the bill in section 9 in subsection 3-A in the 7th line (page 3, line 30 in L.D.) by inserting after the following: "penny." the following: 'The fee may not be adjusted by the commission more frequently than once every 24 months. The collection of the fee is governed by section 7104-C.'

Amend the bill by striking out all of section 10.

Amend the bill in section 11 in subsection 2-A in the next to the last line (page 4, line 12 in L.D.) by inserting after the following: "penny." the following: 'The fee may not be adjusted by the commission more frequently than once every 24 months. The collection of the fee is governed by section 7104-C.'

Amend the bill in section 12 in §7104-C in subsection 1 in paragraph C in the last line (page 4, line 25 in L.D.) by striking out the following: "1-H" and inserting the following: '1-F'

Amend the bill in section 12 in §7104-C in subsection 2 by striking out all of paragraph I (page 5, lines 37 to 41 and page 6, lines 1 to 7 in L.D.) and inserting the following:

'I. The State Tax Assessor shall remit the total prepaid wireless fees collected pursuant to this subsection to the commission. The commission shall deposit the total

**COMMITTEE AMENDMENT**

1 fees into the prepaid wireless fee fund established in subsection 3 and shall ensure  
2 that, within 30 days of receipt:

3 (1) The portion of the remitted prepaid wireless fees attributable to the E-9-1-1  
4 surcharge imposed by Title 25, section 2927, subsection 1-F is deposited in a  
5 separate account;

6 (2) The portion of the remitted prepaid wireless fees attributable to the fee  
7 imposed under section 7104, subsection 3-A is deposited in the state universal  
8 service fund established pursuant to section 7104, subsection 3; and

9 (3) The portion of the remitted prepaid wireless fees attributable to the fee  
10 imposed under section 7104-B, subsection 2-A is deposited in the  
11 telecommunications education access fund established under section 7104-B,  
12 subsection 2.'

13 Amend the bill in section 12 in §7104-C by adding after subsection 2 the following:

14 **'3. Fund established.** The prepaid wireless fee fund is established within the  
15 commission for the purposes of collecting and distributing funds pursuant to subsection 2,  
16 paragraph I.'

17 Amend the bill by inserting after section 13 the following:

18 **'Sec. 14. Appropriations and allocations.** The following appropriations and  
19 allocations are made.

20 **PUBLIC UTILITIES COMMISSION**

21 **Public Utilities - Administrative Division 0184**

22 Initiative: Establishes the prepaid wireless fee fund for the purposes of collecting and  
23 distributing prepaid wireless fees. The fees will be collected by the State Tax Assessor  
24 and credited to the Public Utilities Commission. The commission will transfer the funds  
25 to the state universal service fund and the telecommunications education access fund.

26	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2011-12</b>	<b>2012-13</b>
27	All Other	\$0	\$500,000
28			
29	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$500,000</u>
30			

31 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
32 section number to read consecutively.

33 **SUMMARY**

34 This amendment limits the Public Utilities Commission’s adjustment of the amount  
35 of fees collected for the state universal service fund and the telecommunications  
36 education access fund to not more often than once every 24 months. This amendment  
37 establishes a fund at the commission to accept the fees from the State Tax Assessor, and

COMMITTEE AMENDMENT “ ” to H.P. 1326, L.D. 1799

1 this amendment removes some unnecessary language and makes technical changes. It  
2 also adds an appropriations and allocations section.