

CS for SB 1284

1 THE STATE SENATE
2 Tuesday, February 10, 2004

3 Committee Substitute for
4 Senate Bill No. 1284

5 COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1284 - By: ROBINSON of the
6 Senate and ADAIR of the House.

7 An Act relating to the Corporation Commission; amending 17
8 O.S. 2001, Section 139.109, which relates to the Oklahoma
9 Telecommunications Act of 1997; adding certain public
10 entities as eligible to receive specified Special Universal
11 Services; and providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 17 O.S. 2001, Section 139.109, is
14 amended to read as follows:

15 Section 139.109 A. There is hereby created within the Oklahoma
16 Corporation Commission the "Oklahoma E911 Emergency Service Fund".
17 Beginning September 1, 1997, each local exchange telecommunications
18 service provider shall annually contribute fifty cents ~~(\$0.50)~~
19 (\$0.50) per retail local exchange access line to the Oklahoma E911
20 Emergency Service Fund until the total amount contributed by all
21 providers to the Fund equals Five Million Dollars (\$5,000,000.00).
22 The contribution amount for each service provider shall be based
23 upon the number of retail local exchange access lines of that
24 service provider in service on July 1 of each applicable year. The
25 Oklahoma E911 Emergency Service Fund shall be administered by the
26 Oklahoma Corporation Commission and used to defray the cost of

1 purchasing and installing equipment for enhanced 911 emergency
2 systems across the state. Preference for funding shall be given
3 first to those systems established in areas of the state which do
4 not have access to 911 emergency service before July 1, 1997, and
5 second to areas of the state which do not have access to enhanced
6 911 emergency services. Funding from the E911 Emergency Service
7 Fund shall not be used for ongoing operating costs of any emergency
8 telephone service system. To qualify for funding, the emergency
9 telephone service system shall have been or be in the process of
10 being approved as provided for in the Nine-One-One Emergency Number
11 Act. Local exchange telecommunications service providers serving
12 fifteen percent (15%) or more of the access lines in the state may
13 not apply for recovery of the contributions made to the E911
14 Emergency Service Fund from the Oklahoma Universal Service Fund
15 created in Section 139.106 of this title. All monies in the
16 Oklahoma E911 Emergency Service Fund shall be expended only for the
17 purposes set forth in this subsection.

18 B. There is hereby created within the Oklahoma Department of
19 Career and Technology Education the "Oklahoma Telecommunications
20 Technology Training Fund". Beginning September 1, 1997, each local
21 exchange telecommunications service provider shall annually
22 contribute seventy-five cents ~~(\$0.75)~~ (\$0.75) per retail local
23 exchange access line to the Oklahoma Telecommunications Technology

1 Training Fund until the total amount contributed by all providers to
2 the Fund equals Seven Million Dollars (\$7,000,000.00). The
3 contribution amount for each service provider shall be based upon
4 the number of retail local exchange access lines of that service
5 provider in service on July 1 of each applicable year. The Oklahoma
6 Telecommunications Technology Training Fund shall be administered by
7 the Oklahoma Department of Career and Technology Education working
8 in conjunction with OneNet, and shall be used to provide statewide
9 training of teachers and school administrators in the most effective
10 use of telecommunications and distance learning technology for the
11 enhancement of education throughout the state. Local exchange
12 telecommunications service providers serving fifteen percent (15%)
13 or more of the access lines in the state may not apply for recovery
14 of the contributions made to the Oklahoma Telecommunications
15 Technology Training Fund from the Oklahoma Universal Service Fund
16 created in Section 139.106 of this title. All monies in the
17 Oklahoma Telecommunications Technology Training Fund shall be
18 expended only for the purposes set forth in this subsection.

19 C. The following services are hereby declared to be Special
20 Universal Services and such services shall be provided only after
21 funding for the Oklahoma Universal Service Fund is implemented as
22 set forth in Section 139.101 et seq. of this title:

1 1. Each not-for-profit hospital in the state shall, upon
2 written request, receive one incoming, toll-free phone number and up
3 to a total of five access lines, free of charge, to allow incoming,
4 toll-free calls from any location within the geographic area served
5 by the hospital;

6 2. Each not-for-profit hospital, county health department,
7 city-county health department, and federally qualified health center
8 in this state shall, upon written request, receive, free of charge,
9 ~~one telecommunications line~~ lines or wireless ~~connection~~ connections
10 sufficient for providing such telemedicine, clinical and health
11 consolidation services as the ~~hospital~~ entity is equipped to
12 provide. The telecommunications carrier shall be entitled to
13 reimbursement from the Oklahoma Universal Service Fund for providing
14 the ~~line~~ lines or ~~connection~~ connections. In no case, however,
15 shall reimbursement from the fund be made for an Internet subscriber
16 fee or charges incurred as a result of services accessed via the
17 Internet;

18 3. Each public school building wherein classrooms are contained
19 and each public library in the state shall, upon written request,
20 receive one incoming, toll-free phone number and up to a total of
21 five access lines, free of charge, to allow incoming, toll-free
22 calls from any location within the geographic area served by the
23 school or the public library;

1 4. Each public school building wherein classrooms are contained
2 and each public library in the state shall, upon written request,
3 receive one access line, free of charge, with the ability to connect
4 to an Internet service provider at 56 kbps, in the most economically
5 efficient manner for the carrier, or an equivalent dollar credit to
6 be applied by the public school or public library toward similar
7 services provided by the same carrier, for the purpose of accessing
8 the Internet. In no case shall the Oklahoma Universal Service Fund
9 reimburse an entity for an Internet subscriber fee or charges
10 incurred as a result of services accessed via the Internet; and

11 5. Each county seat in the state shall, upon written request of
12 the board of county commissioners, receive one incoming, toll-free
13 phone number and up to a total of five access lines, free of charge,
14 to allow incoming, toll-free calls from any location within the
15 geographic area served by the county seat.

16 D. To the extent Special Universal Services are purchased from
17 a telecommunications service provider by another carrier, the
18 Special Universal Services are for the exclusive use of the not-for-
19 profit hospital, county health department, city-county health
20 department, federally qualified health center, public school, public
21 library or county government. Under no circumstances shall the not-
22 for-profit hospital, county health department, city-county health
23 department, federally qualified health center, public school, public

1 library or county government sell, repackage or share Special
2 Universal Services with any other entity.

3 SECTION 2. This act shall become effective November 1, 2004.

4 COMMITTEE REPORT BY: COMMITTEE ON ENERGY, ENVIRONMENT &
5 COMMUNICATIONS, dated 2-5-04 - DO PASS, As Amended and Coauthored.