

Introduced by:	Mayor
Date:	08/07/01
Hearing:	09/04/01
Action:	Enacted
Vote:	8 Yes, 1 No

**KENAI PENINSULA BOROUGH
ORDINANCE 2001-28**

**AN ORDINANCE AUTHORIZING THE LEVY OF A BOROUGH-WIDE SURCHARGE
ON LOCAL WIRELESS TELEPHONE ACCOUNTS, TO BE BILLED, COLLECTED,
AND REMITTED BY THE WIRELESS TELEPHONE SERVICE PROVIDER FOR THE
PARTIAL PAYMENT OF THE COSTS OF OPERATION OF THE E911 EMERGENCY
SERVICES COMMUNICATIONS SYSTEM**

WHEREAS, the Kenai Peninsula Borough operates an E911 emergency services communications system on an area-wide basis; and

WHEREAS, the Kenai Peninsula Borough currently levies a surcharge of \$.75 per month on local exchange access lines; and

WHEREAS, the 2001 Alaska State Legislature enacted CSHB 186, providing statutory authority for a municipality which operates an enhanced 911 system to levy an enhanced surcharge not to exceed \$.75 per month on each wireless telephone number billed to an address within the enhanced 911 service area, and to require wireless telephone companies to bill for, collect, and remit those surcharges through their normal billing process; and

WHEREAS, the imposition of a \$.75 per month surcharge on local wireless telephone numbers within the borough would result in the collection of a substantial portion of the annual costs of E911 operations and maintenance which are currently paid for from the general fund and by the surcharge levied on local exchange access lines;

NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:


SECTION 1. That KPB 2.60.035 is hereby enacted to read as follows:

2.60.035. Surcharge on local exchange wireless telephone numbers.

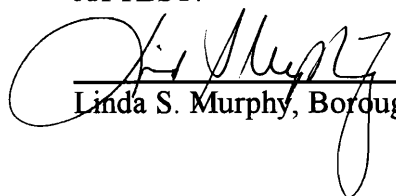
In addition to other surcharges authorized by law, a surcharge in the amount of \$.75 per month shall be levied on each wireless telephone number that is billed to an address within the borough, and shall be billed, collected, and remitted by each wireless telephone service provider. All proceeds shall be utilized solely for funding of the E911 system. This surcharge shall be administered, applied, and collected in strict compliance with all terms and requirements of AS 29.35.131.

SECTION 2. That this ordinance shall take effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 4TH DAY OF SEPTEMBER, 2001.


Timothy Navarre, Assembly President

ATTEST:


Linda S. Murphy, Borough Clerk

