

REFERENCE TITLE: VOIP service; emergency telecommunication services

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1265

Introduced by
Senator Gray L

AN ACT

AMENDING SECTIONS 42-5251 AND 42-5252, ARIZONA REVISED STATUTES; RELATING TO
EMERGENCY TELECOMMUNICATION SERVICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 42-5251, Arizona Revised Statutes, is amended to
3 read:

4 42-5251. Definitions

5 In this article, unless the context otherwise requires:

6 1. "Customer" means a person or entity in whose name telephone or
7 telecommunication services are rendered, as evidenced by a signature on an
8 application or contract for service or by receipt or payment of bills
9 regularly issued in the person's or entity's name.

10 2. "Emergency telecommunication services" means telecommunication
11 services or systems that use number 911 or a similarly designated telephone
12 number for emergency calls.

13 3. "Exchange access services" means telephone or telecommunication
14 exchange access lines or channels which provide local access from the
15 premises of a customer to the local telecommunications network to effect the
16 transfer of information.

17 4. "Provider" means a public service corporation ~~offering~~ THAT OFFERS
18 telephone or telecommunications services pursuant to title 40, ~~which~~ AND THAT
19 provides exchange access services.

20 5. "VOIP SERVICE" MEANS INTERCONNECTED VOICE OVER INTERNET PROTOCOL
21 SERVICE AS DEFINED IN 47 CODE OF FEDERAL REGULATIONS SECTION 9.3.

22 ~~5-~~ 6. "Wireless provider" means a supplier of wireless services.

23 ~~6-~~ 7. "Wireless services" means two-way voice commercial mobile radio
24 service as defined by the federal communications commission.

25 Sec. 2. Section 42-5252, Arizona Revised Statutes, is amended to read:

26 42-5252. Levy of tax

27 A. A tax is levied on every provider in ~~an~~ THE amount ~~as follows:~~

28 ~~1. For the fiscal years beginning from and after June 30, 2001 and~~
29 ~~ending before July 1, 2006, thirty seven cents per month for each activated~~
30 ~~wire and wireless service account for the purpose of financing emergency~~
31 ~~telecommunication services.~~

32 ~~2. For fiscal year 2006-2007, twenty eight cents per month for each~~
33 ~~activated wire and wireless service account for the purpose of financing~~
34 ~~emergency telecommunication services.~~

35 ~~3. For the fiscal years beginning from and after June 30, 2007, OF~~
36 ~~twenty cents per month for each activated wire and wireless service account~~
37 ~~AND EACH VOIP SERVICE ACCOUNT~~ for the purpose of financing emergency
38 telecommunication services.

39 B. A tax is levied on every provider at the rate of 1.1 per cent of
40 the providers' gross proceeds of sales or gross income derived from the
41 business of providing exchange access services. Revenues from the tax shall
42 be used for the purpose of financing telecommunication devices for the deaf
43 and the severely hearing and speech impaired under the program established
44 pursuant to section 36-1947.

1 C. Each provider shall state on the invoice to customers a separate
2 line item stating the amount of tax levied pursuant to subsections A and B of
3 this section.

4 D. Unless the context otherwise requires, article 1 of this chapter
5 governs the administration of the tax imposed under this section.