
By: **Delegate Hurson**
Introduced and read first time: February 8, 2002
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 23, 2002

CHAPTER _____

1 AN ACT concerning

2 ~~Public Utilities - N-1-1 Numbers - N-1-1 Trust Fund and Regulations~~
3 Telecommunications - Abbreviated Dialing Task Force

4 FOR the purpose of ~~establishing an N-1-1 Trust Fund; providing that the Public~~
5 ~~Service Commission shall adopt regulations regarding the administration of the~~
6 ~~N-1-1 Trust Fund; requiring the Commission to adopt certain regulations and~~
7 ~~standards; providing that certain funds may only be used in a certain manner;~~
8 ~~providing that the Commission shall be the sole arbitrator over certain disputes~~
9 ~~concerning the allocation of N-1-1 numbers; authorizing the Commission to~~
10 ~~authorize certain audits; expanding the scope of a certain subtitle establishing~~
11 ~~an Abbreviated Dialing Task Force in the Department of Public Safety and~~
12 ~~Correctional Services with certain membership and duties; requiring the Task~~
13 ~~Force to study and develop recommendations on the implementation and use of~~
14 ~~N11 codes; requiring the Task Force to study and report on certain matters to~~
15 ~~certain persons by a certain date; providing for the staffing of the Task Force;~~
16 ~~defining certain terms; providing for the termination of this Act; and generally~~
17 ~~relating to the establishment of N-1-1 N11 numbers and an N-1-1 Trust Fund.~~

18 ~~BY repealing and reenacting, with amendments,~~
19 ~~Article - Public Utility Companies~~
20 ~~Section 8-101~~
21 ~~Annotated Code of Maryland~~
22 ~~(1998 Volume and 2001 Supplement)~~

23 ~~BY adding to~~
24 ~~Article - Public Utility Companies~~
25 ~~Section 1-101(qq) and (rr); and 8-501 through 8-505, inclusive, to be under the~~

1 new subtitle "Subtitle 5. N 1 1 Numbers"
 2 ~~Annotated Code of Maryland~~
 3 ~~(1998 Volume and 2001 Supplement)~~

4 BY adding to
 5 Article 41 - Governor - Executive and Administrative Departments
 6 Section 18-601 and 18-602 to be under the new subtitle "Subtitle 6.
 7 Abbreviated Dialing Task Force"
 8 Annotated Code of Maryland
 9 (1997 Replacement Volume and 2001 Supplement)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 11 MARYLAND, That the Laws of Maryland read as follows:

12 ~~Article - Public Utility Companies~~

13 ~~4-101.~~

14 Article 41 - Governor - Executive and Administrative Departments

15 SUBTITLE 6. ABBREVIATED DIALING TASK FORCE.

16 18-601.

17 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
 18 INDICATED.

19 (B) "ABBREVIATED DIALING" MEANS THE USE OF A DIALING CODE THAT
 20 ENABLES A CALLER TO CONNECT TO A LOCATION IN THE TELEPHONE NETWORK
 21 THAT WOULD OTHERWISE ONLY BE ACCESSIBLE USING A SEVEN-DIGIT OR
 22 TEN-DIGIT NUMBER.

23 (C) "CENTREX" MEANS CENTRAL OFFICE EXCHANGE SERVICE.

24 (D) "COMMISSION" MEANS THE PUBLIC SERVICE COMMISSION.

25 (E) "COMPTROLLER" MEANS THE COMPTROLLER OF THE STATE TREASURY.

26 (F) "COUNTY" MEANS A COUNTY OF THE STATE OR BALTIMORE CITY.

27 (G) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC SAFETY AND
 28 CORRECTIONAL SERVICES.

29 (H) "N11-ACCESSIBLE SERVICE" MEANS A TELEPHONE OR OTHER
 30 COMMUNICATION SERVICE THAT CONNECTS A PERSON WHO DIALS AN N11 CODE TO
 31 AN ESTABLISHED ANSWERING POINT UNDER AN N11 SYSTEM.

32 (I) "N11 CODE" MEANS 211, 311, OR 511.

1 (J) (1) "N11 SERVICE CARRIER" MEANS A PROVIDER OF WIRELESS
 2 TELEPHONE SERVICE OR OTHER N11-ACCESSIBLE SERVICE.

3 (2) "N11 SERVICE CARRIER" DOES NOT INCLUDE A TELEPHONE
 4 COMPANY.

5 (K) "TASK FORCE" MEANS THE ABBREVIATED DIALING TASK FORCE.

6 (L) "TELEPHONE COMPANY" HAS THE MEANING STATED IN § 1-101 OF THE
 7 PUBLIC UTILITY COMPANIES ARTICLE.

8 ~~(QQ)-(M)~~ "WIRELESS TELECOMMUNICATIONS PROVIDER" MEANS A PERSON,
 9 WHO, FOR A FEE, SUPPLIES FACILITY, CELL SITE, WIRELESS TELEPHONE SWITCHING
 10 OFFICE, OR OTHER EQUIPMENT FOR WIRELESS TELECOMMUNICATIONS SERVICE.

11 ~~(RR) "WIRELESS TELECOMMUNICATIONS SERVICE" MEANS PUBLIC~~
 12 ~~TELEPHONE SERVICE PROVIDED FOR TWO WAY VOICE OR DATA COMMUNICATION~~
 13 ~~TRANSMITTED INDEPENDENTLY OF SWITCHED LOCAL EXCHANGE ACCESS~~
 14 ~~TELEPHONE SERVICE AND WHICH MAY IN PART BE TRANSMITTED THROUGH CABLE~~
 15 ~~OR WIRE AS PART OF A LARGER CABLE OR TELEPHONE SYSTEM.~~

16 (N) (1) "WIRELESS TELEPHONE SERVICE" MEANS A PUBLIC TELEPHONE
 17 SERVICE PROVIDED FOR TWO-WAY VOICE OR DATA COMMUNICATION THAT:

18 (I) IS TRANSMITTED INDEPENDENT OF SWITCHED LOCAL
 19 EXCHANGE ACCESS TELEPHONE SERVICE; AND

20 (II) MAY, IN PART, BE TRANSMITTED BY CABLE OR WIRE AS PART OF
 21 A LARGER TELEPHONE OR CABLE SYSTEM.

22 (2) "WIRELESS TELEPHONE SERVICE" INCLUDES:

23 (I) CELLULAR TELEPHONE SERVICE (CELLULAR);

24 (II) PERSONAL COMMUNICATION SERVICE (PCS); AND

25 (III) SPECIALIZED MOBILE RADIO (SMR).

26 ~~8-101.~~

27 ~~(a) This subtitle applies to:~~

28 ~~(1) a telegraph company; [or]~~

29 ~~(2) a telephone company that owned lines and provided local exchange or~~
 30 ~~interexchange service in the State as of October 1, 1993, with the approval of the~~
 31 ~~Commission; OR~~

32 ~~(3) A WIRELESS TELECOMMUNICATIONS PROVIDER.~~

1 (b) Except as otherwise provided by law, the provisions of this subtitle are not
2 subject to the jurisdiction of the Commission.

3 SUBTITLE 5. N-1-1 NUMBERS.

4 8-501.

5 (A) ~~IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS~~
6 ~~INDICATED.~~

7 (B) ~~"CENTREX" MEANS A CENTRAL OFFICE EXCHANGE SERVICE.~~

8 (C) ~~"N-1-1" MEANS A THREE DIGIT TELEPHONE NUMBER ENDING IN 11.~~

9 8-502.

10 (A) (1) ~~THERE IS AN N-1-1 TRUST FUND CREATED FOR THE PURPOSE OF~~
11 ~~PAYING FOR THE COSTS ASSOCIATED WITH THE ESTABLISHMENT OR MAINTENANCE~~
12 ~~OF AN N-1-1 SYSTEM.~~

13 (2) ~~MONEYS IN THE N-1-1 TRUST FUND SHALL BE HELD IN THE STATE~~
14 ~~TREASURY.~~

15 (B) (1) ~~FOR PURPOSES OF THIS SUBTITLE, THERE IS AN N-1-1 FEE TO BE~~
16 ~~PAID BY THE SUBSCRIBERS TO SWITCHED LOCAL EXCHANGE ACCESS SERVICE,~~
17 ~~WIRELESS TELECOMMUNICATIONS SERVICE, OR OTHER N-1-1 ACCESSIBLE SERVICE.~~
18 ~~THE N-1-1 FEE SHALL BE SET BY THE COMMISSION AND MAY NOT EXCEED 25 CENTS~~
19 ~~PER MONTH FOR EACH TELEPHONE LINE, EXCLUDING CENTREX LINES. FOR~~
20 ~~SUBSCRIBERS WHO USE CENTREX LINES, THE FEE SHALL BE SET BY THE~~
21 ~~COMMISSION AND MAY NOT EXCEED 3 CENTS PER LINE PER MONTH. THE N-1-1 FEE~~
22 ~~IS PAYABLE WHEN BILLS FOR TELEPHONE SERVICE ARE DUE.~~

23 (2) ~~THE COMMISSION SHALL DIRECT THE TELEPHONE COMPANIES TO~~
24 ~~ADD THE N-1-1 FEE TO ALL CURRENT BILLS RENDERED FOR SWITCHED LOCAL~~
25 ~~EXCHANGE ACCESS SERVICE IN THE STATE. THE TELEPHONE COMPANIES SHALL~~
26 ~~ACT AS COLLECTION AGENTS FOR THE N-1-1 TRUST FUND WITH RESPECT TO THE~~
27 ~~FEE, AND SHALL REMIT ALL PROCEEDS TO THE COMPTROLLER ON A MONTHLY~~
28 ~~BASIS. THE TELEPHONE COMPANIES SHALL BE ENTITLED TO CREDIT AGAINST THE~~
29 ~~PROCEEDS OF THE N-1-1 FEE TO BE REMITTED AN AMOUNT EQUAL TO 1.5% OF THE~~
30 ~~N-1-1 FEE TO COVER THE EXPENSES OF BILLING, COLLECTING, AND REMITTING THE~~
31 ~~N-1-1 FEE AND ANY ADDITIONAL CHARGES. THE COMPTROLLER SHALL DEPOSIT THE~~
32 ~~FUNDS IN THE N-1-1 TRUST FUND.~~

33 (3) ~~THE N-1-1 SERVICE CARRIERS SHALL ADD THE N-1-1 FEE TO ALL~~
34 ~~CURRENT BILLS RENDERED FOR WIRELESS TELECOMMUNICATIONS SERVICE OR~~
35 ~~OTHER N-1-1 ACCESSIBLE SERVICE IN THE STATE. THE N-1-1 SERVICE CARRIERS~~
36 ~~SHALL ACT AS COLLECTION AGENTS FOR THE N-1-1 TRUST FUND WITH RESPECT TO~~
37 ~~THE FEE AND SHALL REMIT ALL PROCEEDS TO THE COMPTROLLER ON A MONTHLY~~
38 ~~BASIS. THE N-1-1 SERVICE CARRIERS SHALL BE ENTITLED TO CREDIT AGAINST THE~~
39 ~~PROCEEDS OF THE N-1-1 FEE TO BE REMITTED AN AMOUNT EQUAL TO 1.5% OF THE~~

~~1 N-1-1 FEE TO COVER THE EXPENSES OF BILLING, COLLECTING, AND REMITTING THE
2 N-1-1 FEE AND ANY ADDITIONAL CHARGES. THE COMPTROLLER SHALL DEPOSIT THE
3 FUNDS IN THE N-1-1 TRUST FUND.~~

~~4 (4) NOTWITHSTANDING PARAGRAPH (3) OF THIS SUBSECTION, FOR
5 CALENDAR YEARS 2002, 2003, AND 2004 ONLY, AN N-1-1 SERVICE CARRIER OTHER
6 THAN A TELEPHONE COMPANY IS ENTITLED TO CREDIT AGAINST THE PROCEEDS OF
7 THE N-1-1 FEE TO BE REMITTED AN AMOUNT EQUAL TO 2.5% OF THE N-1-1 FEE TO
8 COVER THE EXPENSES OF BILLING, COLLECTING, AND REMITTING THE N-1-1 FEE
9 AND ANY ADDITIONAL CHARGES.~~

~~10 (C) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, THE
11 N-1-1 FEE AUTHORIZED UNDER THIS SUBTITLE DOES NOT APPLY TO AN
12 INTERMEDIATE SERVICE LINE USED EXCLUSIVELY TO CONNECT A WIRELESS
13 TELECOMMUNICATIONS SERVICE OR OTHER N-1-1 ACCESSIBLE SERVICE OTHER
14 THAN A SWITCHED LOCAL ACCESS SERVICE TO ANOTHER TELEPHONE SYSTEM OR
15 SWITCHING DEVICE.~~

~~16 (D) ON OR BEFORE APRIL 1, 2003, THE COMMISSION SHALL ADOPT
17 REGULATIONS TO ESTABLISH:~~

~~18 (1) THE ADMINISTRATION OF THE FUND;~~

~~19 (2) THE APPROPRIATE COUNTY, STATE, OR PRIVATE ENTITIES THAT
20 WILL IMPLEMENT AND OPERATE THE N-1-1 SYSTEMS; AND~~

~~21 (3) HOW THE VARIOUS N-1-1 SYSTEMS WILL BE IMPLEMENTED AND
22 OPERATED.~~

~~23 (E) THE COMPTROLLER SHALL ESTABLISH SEPARATE ACCOUNTS FOR THE
24 PAYMENT OF ADMINISTRATIVE EXPENSES AND FOR EACH COUNTY WITHIN THE
25 N-1-1 TRUST FUND. THE INCOME DERIVED FROM INVESTMENT OF MONEY IN THE
26 FUND SHALL ACCRUE TO THE FUND AND THE COMPTROLLER SHALL ALLOCATE
27 INVESTMENT INCOME AMONG THE ACCOUNTS IN THE FUND PRORATED ON THE
28 BASIS OF THE TOTAL FEES COLLECTED IN EACH COUNTY.~~

~~29 (F) THE COMPTROLLER SHALL DISBURSE THE MONEYS IN THE N-1-1 TRUST
30 FUND UNDER THIS SUBSECTION.~~

~~31 (1) EACH JULY 1, THE COMPTROLLER SHALL ALLOCATE SUFFICIENT
32 REVENUES FROM THE N-1-1 FEE TO PAY THE COSTS OF ADMINISTERING THE N-1-1
33 TRUST FUND AS PROVIDED BY LAW.~~

~~34 (2) AS DIRECTED BY THE COMMISSION AND AS PROVIDED IN THE STATE
35 BUDGET, THE COMPTROLLER SHALL PAY FROM THE APPROPRIATE ACCOUNT THE
36 COSTS OF REIMBURSING THE COSTS INCURRED BY A COUNTY OR SEVERAL
37 COUNTIES TO ENHANCE AN N-1-1 SYSTEM.~~

~~38 (3) IF AN N-1-1 SYSTEM IS IN OPERATION IN A COUNTY, THE
39 COMPTROLLER SHALL PAY TO THAT COUNTY FROM THE ACCOUNT OF THAT COUNTY~~

~~1 THE AMOUNT OF MONEYS REQUESTED BY THE COUNTY AND AS PROVIDED IN THE
2 STATE BUDGET TO PAY FOR THE COSTS OF MAINTAINING AND OPERATING THE N-1-1
3 SYSTEM. THE COMPTROLLER SHALL PAY THE MONEYS FOR MAINTAINING AND
4 OPERATING N-1-1 SYSTEMS ON SEPTEMBER 30, DECEMBER 31, MARCH 31, AND JUNE
5 30 OF EACH YEAR.~~

~~6 (G) THE LEGISLATIVE AUDITOR SHALL CONDUCT FISCAL AND COMPLIANCE
7 POSTAUDITS OF THE N-1-1 TRUST FUND AND OF THE APPROPRIATIONS AND
8 EXPENDITURES MADE FOR PURPOSES OF THIS SUBTITLE. THE COST OF THE FISCAL
9 PORTION OF THE POSTAUDIT EXAMINATION SHALL BE PAID FROM THE N-1-1 TRUST
10 FUND AS AN ADMINISTRATIVE COST.~~

~~11 (H) FUNDS COLLECTED THROUGH THE N-1-1 FEE SHALL ONLY BE USED AS
12 SPECIFIED BY THIS SUBTITLE.~~

~~13 8-503.~~

~~14 THE COMMISSION SHALL ADOPT REGULATIONS TO SET THE N-1-1 FEE UNDER §
15 8-502 OF THIS SUBTITLE.~~

~~16 8-504.~~

~~17 (A) THE COMMISSION SHALL ADOPT REGULATIONS AND SET STANDARDS ON
18 THE ALLOCATION AND INTENDED SERVICES OF THE N-1-1 NUMBERS; INCLUDING
19 THE USE OF:~~

~~20 (1) 211 FOR COMMUNITY INFORMATION AND REFERRAL SERVICE;~~

~~21 (2) 311 FOR NONEMERGENCY GOVERNMENT SERVICE;~~

~~22 (3) 511 FOR TRANSPORTATION INFORMATION; AND~~

~~23 (4) 711 FOR MARYLAND RELAY.~~

~~24 (B) THE REGULATIONS AND STANDARDS ADOPTED UNDER SUBSECTION (A) OF
25 THIS SECTION SHALL SUPPLEMENT EXISTING REGULATIONS OR STANDARDS FOR
26 THE N-1-1 NUMBERS LISTED IN SUBSECTION (A) OF THIS SECTION.~~

~~27 (C) THE COMMISSION SHALL BE THE SOLE ARBITRATOR OVER DISPUTES
28 CONCERNING THE ALLOCATION OF N-1-1 NUMBERS.~~

~~29 8-505.~~

~~30 THE COMMISSION MAY AUTHORIZE AN AUDIT OF THE ACTIVITIES OF
31 TELECOMMUNICATIONS PROVIDERS CONCERNING N-1-1 FEE COLLECTION
32 ACTIVITIES.~~

~~33 18-602.~~

~~34 (A) THERE IS AN ABBREVIATED DIALING TASK FORCE IN THE DEPARTMENT
35 OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.~~

1 (B) THE TASK FORCE HAS THE FOLLOWING MEMBERS:

2 (1) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE
3 SPEAKER OF THE HOUSE;

4 (2) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE
5 PRESIDENT OF THE SENATE; AND

6 (3) THE FOLLOWING 13 MEMBERS APPOINTED BY THE GOVERNOR:

7 (I) ONE MEMBER REPRESENTING A TELEPHONE COMPANY
8 OPERATING IN MARYLAND;

9 (II) ONE MEMBER REPRESENTING THE WIRELESS TELEPHONE
10 INDUSTRY IN MARYLAND;

11 (III) ONE MEMBER REPRESENTING THE DEPARTMENT;

12 (IV) ONE MEMBER REPRESENTING THE DEPARTMENT OF HEALTH
13 AND MENTAL HYGIENE;

14 (V) ONE MEMBER REPRESENTING THE DEPARTMENT OF HUMAN
15 RESOURCES;

16 (VI) ONE MEMBER REPRESENTING THE DEPARTMENT OF
17 TRANSPORTATION;

18 (VII) ONE MEMBER REPRESENTING THE PUBLIC SERVICE
19 COMMISSION;

20 (VIII) TWO MEMBERS REPRESENTING COUNTY OR OTHER LOCAL
21 UNITS THAT PROVIDE HOUSING ASSISTANCE, COUNSELING, OR OTHER
22 NONEMERGENCY GOVERNMENT SERVICES;

23 (IX) TWO MEMBERS REPRESENTING COMMUNITY INFORMATION
24 AND REFERRAL SERVICE ORGANIZATIONS; AND

25 (X) TWO MEMBERS OF THE GENERAL PUBLIC.

26 (C) THE GOVERNOR SHALL APPOINT A CHAIRPERSON FROM AMONG THE
27 MEMBERSHIP OF THE TASK FORCE.

28 (D) THE DEPARTMENT SHALL PROVIDE STAFF AND TECHNICAL ASSISTANCE
29 TO THE TASK FORCE.

30 (E) A MEMBER OF THE TASK FORCE:

31 (1) IS NOT ENTITLED TO COMPENSATION; BUT

32 (2) MAY BE REIMBURSED FOR TRAVEL EXPENSES INCURRED FOR TASK
33 FORCE MEETINGS UNDER THE STANDARD STATE TRAVEL REGULATIONS.

1 (F) MEETINGS OF THE TASK FORCE SHALL BE CONVENED AS NECESSARY, BUT
2 NOT LESS THAN EVERY 3 MONTHS.

3 (G) (1) THE TASK FORCE SHALL STUDY AND DEVELOP RECOMMENDATIONS
4 ON THE IMPLEMENTATION AND USE OF N11 SYSTEMS.

5 (2) ON OR BEFORE DECEMBER 31, 2003, THE TASK FORCE SHALL REPORT
6 TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE,
7 THE SENATE FINANCE COMMITTEE AND THE HOUSE ENVIRONMENTAL MATTERS
8 COMMITTEE ON RECOMMENDATIONS FOR THE IMPLEMENTATION OF N11 SYSTEMS.
9 THE REPORT SHALL INCLUDE:

10 (I) OPTIONS FOR FINANCING, FUNDING, AND ADMINISTRATION OF
11 N11 DIALING SYSTEMS;

12 (II) IDENTIFICATION OF THE APPROPRIATE STATE, LOCAL, OR
13 PRIVATE ENTITIES THAT WILL IMPLEMENT AND OPERATE N11 DIALING SYSTEMS;

14 (III) IMPLEMENTATION, OPERATIONAL, AND MAINTENANCE
15 REQUIREMENTS FOR N11 DIALING SYSTEMS;

16 (IV) ALLOCATION OF N11 CODES;

17 (V) THE AVAILABILITY OF FEDERAL FUNDING FOR N11 DIALING
18 SYSTEMS; AND

19 (VI) PROPOSED LEGISLATION TO IMPLEMENT THESE
20 RECOMMENDATIONS.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 ~~October~~ July 1, 2002. It shall remain effective for a period of 2 years and, at the end
23 of June 30, 2004, with no further action required by the General Assembly, this Act
24 shall be abrogated and of no further force and effect.