

1 SB65  
2 156083-1  
3 By Senator Blackwell  
4 RFD: Commerce, Transportation, and Utilities  
5 First Read: 14-JAN-14  
6 PFD: 12/18/2013

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8 SYNOPSIS: Under existing law, certain  
9 telecommunications carriers must pay supervision  
10 and inspection fees.

11 This bill would reduce certain  
12 telecommunications supervision and inspection fees  
13 for the fiscal years 2015-2016 and 2016-2017. This  
14 bill would provide that for the fiscal year  
15 2017-2018, and beyond, the supervision and  
16 inspections fees shall be determined based on the  
17 gross receipts of the carrier and shall be  
18 calculated in the same manner as public  
19 transportation companies that are subject to the  
20 jurisdiction of the Public Service Commission.

21  
22 A BILL  
23 TO BE ENTITLED  
24 AN ACT  
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1           To amend Section 37-2A-10, Code of Alabama 1975; to  
2 reduce the supervision and inspection fees paid by certain  
3 telecommunications carriers for certain fiscal years.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5           Section 1. Section 37-2A-10, Code of Alabama 1975,  
6 is amended to read as follows:

7           "§37-2A-10.

8           (a) Telecommunications carriers subject to this  
9 chapter shall pay to the commission supervision and inspection  
10 fees under the following schedule:

11           "(1) Except as provided in subdivision (4), a  
12 telecommunications carrier that becomes regulated under  
13 subsection (a) of Section 37-2A-5 shall annually pay  
14 supervision and inspection fees which shall not be diminished  
15 as a result of this chapter and shall be no less than that  
16 equal to the annual fees imposed by Section 37-2-41 and paid  
17 by that carrier for the calendar year preceding August 1,  
18 2005.

19           "(2) Except as provided in subdivision (4), a  
20 telecommunications carrier that becomes regulated under  
21 subsection (c) of Section 37-2A-5 shall annually pay  
22 supervision and inspection fees which shall not be diminished  
23 as a result of this chapter and shall be no less than that  
24 equal to the annual fees imposed by Section 37-2-41 and paid  
25 by that carrier for the calendar year preceding its election  
26 to be regulated under subsection (c) of Section 37-2A-5.

1           "(3) A telecommunications carrier that has not been  
2 granted certification to provide telecommunications services  
3 in Alabama prior to August 1, 2005, and that obtains  
4 certification under the commission's jurisdiction under  
5 Section 37-2A-9 shall pay annually supervision and inspection  
6 fees as specified in Section 37-2-41.

7           "(4) Should a telecommunications carrier subject to  
8 the payment of supervision and inspection fees under  
9 subdivisions (1) and (2), sell or otherwise divest more than  
10 25 percent of its intrastate business upon which its  
11 supervision and inspection fees were paid, as applicable, for  
12 the calendar year preceding August 1, 2005, under subdivision  
13 (1) or for the calendar year preceding the date of its  
14 election under subdivision (2), it shall annually pay  
15 supervision and inspection fees in succeeding calendar years  
16 as specified in Section 37-2-41 based on its intrastate  
17 business not sold or otherwise divested. Nothing in this  
18 subdivision shall relieve any telecommunications carrier  
19 acquiring such sold or otherwise divested business from the  
20 provisions of this chapter, including the payment of  
21 supervision and inspection fees as specified in Section  
22 37-2-41.

23           "(b) Effective October 1, 2015, for  
24 telecommunications carriers subject to subdivision (1), (2),  
25 or (4) of subsection (a), supervision and inspection fees  
26 shall be paid as follows:

1           "(1) For fiscal year 2015-2016, supervision and  
2 inspection fees shall be reduced by 50 percent of the  
3 difference between supervision and inspection fees paid in  
4 fiscal year 2013-2014 and the amount of supervision and  
5 inspection fees calculated pursuant to Section 37-2-41 for  
6 fiscal year 2013-2014.

7           "(2) For fiscal year 2016-2017, supervision and  
8 inspection fees shall be reduced by 100 percent of the  
9 difference between supervision and inspection fees paid in  
10 fiscal year 2013-2014 and the amount of supervision and  
11 inspection fees calculated pursuant to Section 37-2-41 for  
12 fiscal year 2013-2014.

13           "(3) For fiscal year 2017-2018 and in subsequent  
14 fiscal years, supervision and inspection fees shall be paid as  
15 specified in Section 37-2-41."

16           Section 2. This act shall become effective  
17 immediately following its passage and approval by the  
18 Governor, or its otherwise becoming law.