



House Bill No. 6629

Public Act No. 21-70

**AN ACT CONCERNING THE COLLECTION AND REMITTANCE OF
THE E 9-1-1 FEE BY MARKETPLACE FACILITATORS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 28-30b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022, and applicable to sales occurring on or after July 1, 2022*):

As used in this section and sections 28-30a, [28-30b,] 28-30d, 28-30e and 28-30f, as amended by this act:

(1) "Consumer" means a person who purchases prepaid wireless telecommunications service in a retail transaction.

(2) "Marketplace facilitator" has the same meaning as provided in section 12-408e.

[(2)] (3) "Prepaid wireless E 9-1-1 fee" means the fee that a seller collects from a consumer in an amount established by section 28-30e.

[(3)] (4) "Prepaid wireless telecommunications service" means a wireless telephone service that a consumer pays for in advance, that allows the consumer to access the E 9-1-1 system by dialing or otherwise accessing the digits "9-1-1", and that is sold in predetermined units or

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dollars and such units or dollars decline with use.

[(4)] (5) "Provider" means any person who provides prepaid wireless telecommunications service pursuant to a license issued by the Federal Communications Commission.

[(5)] (6) "Retail transaction" means a purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale.

[(6)] (7) "Seller" means a person who sells prepaid wireless telecommunications service to a consumer. "Seller" includes a marketplace facilitator that facilitates the sale of prepaid wireless telecommunications service to a consumer.

[(7)] (8) "Voice over Internet protocol service" or "VOIP" means a service that has the following characteristics: (A) Enables real-time, two-way voice communication; (B) requires a broadband connection from the users' locations; (C) requires IP-compatible customer premises equipment; and (D) allows subscribers generally to receive calls that originate on the public switched telephone network and to terminate calls on the public switched telephone.

[(8)] (9) "Voice over Internet protocol service provider" or "VOIP service provider" means a company that provides VOIP telephone service.

[(9)] (10) "Wireless telecommunications service" means commercial mobile radio service, as defined in 47 CFR Section 20.3, as from time to time amended.

Sec. 2. Subsections (d) and (e) of section 28-30f of the general statutes are repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

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(d) The department shall establish procedures by which a seller [of prepaid wireless telecommunications service] may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions pursuant to section 12-410.

(e) The department shall, not later than thirty days after receiving any prepaid wireless E 9-1-1 fee, transfer such fee to the office of the State Treasurer for deposit into the Enhanced 9-1-1 Telecommunications Fund, established pursuant to section 28-30a. Any revenue from the prepaid wireless E 9-1-1 fee shall be subject to any restrictions provided by section 28-30a. The department may make a one-time deduction of not more than one hundred twenty thousand dollars from such fund and may use [said] such amount to reimburse its direct costs of administering the collection and remittance of prepaid wireless E 9-1-1 fees.

Approved June 24, 2021