

Basic Emergency Service

Basis, Purpose, and Statutory Authority

The basis and purpose of these rules is to: (1) define and describe basic emergency service as regulated by § 40-15-201, C.R.S.; (2) prescribe multi-line telephone system (MLTS) operator requirements regarding disclosure to end users of the proper method for accessing 9-1-1 service, and regarding the capability of the MLTS to transmit end users' telephone numbers and location information; (3) prescribe the interconnection environment and relationships between basic emergency service providers (BESPs) and originating service providers and other BESPs; (4) permit use of 9-1-1 databases for outbound wide area notifications in times of emergency; (5) prescribe reporting times of 9-1-1 outages and interruptions; ~~and~~ (6) explicitly recognize the potential for multiple BESPs in Colorado; and (7) prescribe the processes for the establishment of the annual threshold, surcharge, and charge amounts.

The statutory authority for the promulgation of these rules is found at §§ 29-11-101.5; 29-11-102; 29-11-102(2)(b); 29-11-102.3; 29-11-102.7(2); 29-11-106(3); 40-2-108; 40-3-102; 40-3-103; 40-4-101(1) and (2); 40-15-201; 40-15-301; and 40-15-503(2)(g), C.R.S.

2130. Applicability.

- (a) Except as otherwise provided, rules 2130 through 2159 apply to BESPs.
- (b) Some of the provisions in these rules apply to MLTS operators whose systems do not have automatic number and automatic location identification capability, or whose systems require the dialing of an additional digit(s) to access the public switched network.
- (c) Rules 2148 through 2150 are applicable to 9-1-1 governing bodies and telecommunications service providers.

* * * *

[Indicates omission of unaffected rules]

2148. Process for the Establishment of Threshold and Statewide 9-1-1 Surcharge.

- (a) On or before October 1, the Commission shall issue a decision establishing the emergency telephone charge threshold and statewide 9-1-1 surcharge taking into account comments provided by interested persons regarding the needs of governing bodies.
 - (I) The emergency telephone charge threshold:
 - (A) shall take into account inflation through the consideration of historical data and future projections; and
 - (B) shall take into account the needs of governing bodies through the consideration of historical data, inflation rates, the rate of increase of the average emergency telephone charge, comments provided under this rule, and other factors the Commission deems relevant.
 - (II) The statewide 9-1-1 surcharge:
 - (A) shall not exceed fifty cents per month per 9-1-1 access connection;

(B) shall be calculated to meet the needs of governing bodies to operate the 9-1-1 system by considering historical data, costs to the 9-1-1 governing body of basic emergency service tariffs, comments provided under this rule, and other factors the Commission deems relevant; and

(C) shall be uniform, regardless of the technology used to provide the 9-1-1 access connection.

(b) Prior to establishing the threshold and state 9-1-1 surcharge, the Commission shall initiate a proceeding and provide a proposed emergency telephone charge threshold concurrent with a proposed statewide 9-1-1 surcharge for comment.

(c) The emergency telephone threshold and statewide 9-1-1 surcharge established on October 1 shall take effect the following January 1.

2149. Process for the Establishment of Prepaid Wireless 9-1-1 Charge.

(a) On or before October 1, the Commission shall calculate the prepaid wireless 9-1-1 charge using the following method.

(b) The prepaid wireless 9-1-1 charge shall be calculated by determining the average of all local emergency telephone charges as they existed on July 1 of that year plus the amount of the statewide 9-1-1 surcharge established by the Commission for the upcoming year.

(c) Comments proposing revisions to the proposed emergency telephone charge threshold and proposed statewide 9-1-1 surcharge should address the effect of proposed revisions to the prepaid wireless 9-1-1 charge.

(d) The Commission shall include the revised prepaid wireless 9-1-1 charge in its decision establishing the emergency telephone charge threshold and statewide 9-1-1 surcharge. This charge shall be based on the average of all local emergency telephone charges as they existed on July 1 of that year and the Commission's established statewide 9-1-1 surcharge that takes into account comments provided by interested persons regarding the needs of governing bodies.

214850.– 2159. [Reserved].