

Ordinance No 2004- 01 A

An ordinance establishing an
Emergency Telephone System Fee.

BE IT ORDAINED, by the Martin County Council, that in accordance with I.C. 36-8-16-1 et seq., and emergency telephone system fee be, and it hereby is, established to provide the funding for an "enhanced emergency telephone system" which utilizes the three digit number 911 to send automatic number and location identification for reporting police, fire, medical or other emergency situations.

SECTION 1: A monthly fee in the amount of one dollar and eighty cents (\$1.80) collected by the service suppliers from each service user served by the Martin County emergency telephone system (subject to approvals prescribed by law where the service user resides outside Martin County, if there be any) to pay for the lease, purchase or maintenance of enhanced emergency telephone equipment, including necessary computer hardware, software, and data base provisioning, the rates associated with the service suppliers' enhanced emergency telephone network services, and the personnel expenses of the emergency telephone system. The maximum fee shall be determined by the formula outlined in I. C. 36-6-16-6.

SECTION 2: Each service supplier that collects the enhanced emergency telephone fee on behalf of Martin County is entitled to a three percent (3%) administrative fee as compensation for collecting the fees. The remaining amount of the fee collected during the calendar quarter shall be remitted to the Martin County Treasurer within ten (10) days of the last day of the previous quarter. At the time the collected fees are remitted, there service supplier shall provide a fee collection report to the Martin County Treasurer, on a form provided by the Treasurer.

SECTION 3: the Martin County Treasurer shall deposit the remitted funds in a separate fund to be known as the "Martin County Emergency Telephone System Fund". The Martin County Treasurer may invest the money in the fund in the same manner as other moneys are invested with the interest earned from such investment to be deposited in that fund.

SECTION 4: During January of each year, each service supplier that is required to collect the fee for the County shall provide a delinquent fee report to the Martin County Treasurer. The report shall list the name, address, and amount due for each service user who is two (2) or more months delinquent in paying the fee. The Martin County Treasurer may initiate action in any court of competent jurisdiction to enforce the collection of the fees for which the service user is liable.

SECTION 5: Be it further ordained that this ordinance shall be in full force and effect on the first day of the second month after its passage by the Martin County Council and advertisement as provided by law.

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DULY ADOPTED THIS 26 DAY OF JANUARY 2004.

Martin County Council

YEA

NAY

Paul E. Lee

President

Rozella C. McArthur

Vice President

Kathy Thompson

Member

Wm O. Albright

Member

Michael D. Adams

Member

Member

Max B. Warren

Rozella C. McArthur

Member

ATTEST:

Frances K. Taylor

Frances K. Taylor, Auditor