

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Determining the State
Enhanced 911 Excise Tax

DOCKET UT-161046

ORDER 01

ORDER DETERMINING THE
STATE ENHANCED 911 EXCISE
TAX

BACKGROUND

- 1 Under RCW 82.14B.030 (5),(6) and (7) a state enhanced 911 excise tax is imposed on all switched access lines, radio access lines, and interconnected Voice over Internet Protocol (VoIP) service lines in the state. The amount of the tax may not exceed twenty-five cents per month for each switched access line, radio access line or interconnected VoIP service line. Local exchange telecommunications companies providing or reselling these services, companies providing radio access lines, as well as interconnected VoIP providers are required to remit the tax to the Department of Revenue and the treasurer must deposit the tax in an enhanced 911 account.
- 2 RCW 82.14B.030 (9) requires that the state enhanced 911 coordinator, the Emergency Management Division (EMD) of the Washington Military Department (WMD), recommend to the Commission the appropriate level of tax, based on a systematic cost and revenue analysis for switched access lines and interconnected VoIP service lines. EMD makes its recommendation annually by August 31, and the Washington Utilities and Transportation Commission (Commission) must determine the level of the state enhanced 911 excise tax for the following year by the following October 31st.
- 3 On August 31, 2016, the EMD filed a petition with the Commission recommending that the Commission set the rate of enhanced 911 excise tax at twenty-five cents per month for switched access lines, radio access lines and interconnected VoIP service lines for calendar year 2017. The enhanced 911 budget and spending authority request contained in the petition has been approved through the Washington Military Department budget process and the Washington State Office of Financial Management. State and county enhanced 911 excise tax revenues are remitted by vendors directly to the Washington

State Department of Revenue (DOR) which distributes the appropriate funds to the respective government entities in accordance with RCW Chapter 82.14B.

4 Commission Staff has reviewed the filing and agrees with EMD's request that twenty-five cents per month per switched access line and interconnected VoIP service line is necessary to recover enhanced 911 costs and should be approved.

FINDINGS AND CONCLUSIONS

5 (1) On August 31, 2016, the Washington Military Department, Emergency Management Division, filed with the Commission its annual report of revenues, expenditures, and budgets relating to the statewide provision of 911 services. The Washington Military Department, Emergency Management Division recommended an assessment of the excise tax at the monthly rate of twenty-five cents per switched access line, radio access line and interconnected VoIP line in accordance with RCW 82.14B.030 for the year beginning January 1, 2017.

6 (2) The Commission agrees with Staff's recommendation and finds that a state enhanced 911 excise tax rate of twenty-five cents per month per switched access line and interconnected VoIP service line is fair, just, reasonable and in the public interest.

7 (3) This matter came before the Commission at its regularly scheduled open meeting on October 27, 2016.

ORDER

THE COMMISSION ORDERS:

8 (1) Each local exchange company shall collect a state enhanced 911 excise tax in the amount of twenty-five cents per month per switched access line and remit the amount collected directly to the Department of Revenue on a tax return provided by the Department of Revenue, pursuant to RCW 82.14B.030.

9 (2) Each interconnected Voice over Internet Protocol service company shall collect a state enhanced 911 excise tax in the amount of twenty-five cents per month per interconnected VoIP service line and remit the amount collected directly to the

Department of Revenue on a tax return provided by the Department of Revenue,
pursuant to RCW 82.14B.030.

The Commissioners, having determined this Order to be consistent with the provision of
RCW 82.14B.030 and in the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective October 27, 2016.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary