

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2018

COUNCIL BILL NO. CB18-_____
COMMITTEE OF REFERENCE:

A BILL

For an ordinance amending Article III, Chapter 16 of the Denver Revised Municipal Code relating to the E-911 surcharge.

WHEREAS, Section 29-11-102 of the Colorado Revised Statutes authorizes the City to adjust the surcharge for Enhanced 911 (“E-911”) services as needed for the protection and preservation of the public health and as necessary for the acquisition of equipment, provision of initial services, and operation of the emergency telephone service; and

WHEREAS, both the City and County of Denver, Colorado (“City”), and the demand for E-911 services have grown since the current surcharge of \$0.70 was established; and

WHEREAS, the City needs to keep pace with the required technology and other resources necessary in order to maintain appropriate levels of service delivery for E-911 calls and the dispatch of emergency providers; and

WHEREAS, based on the demand for E-911 services in the City, and the requirements for technology and other resources, there is a need to raise the surcharge to \$1.20; and

WHEREAS, the revenue from the surcharge increase will help meet current and future needs for emergency services; and

WHEREAS, a surcharge above the rate of \$0.70 per month requires approval from the Public Utilities Commission (PUC) before the City may increase the surcharge and in Proceeding No. 18A-0479T, the PUC did, in fact, approve a surcharge increase to \$1.20.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. The Colorado Public Utilities Commission has approved the City’s application for an increase of its E-911 surcharge from \$0.70 to \$1.20. To enact this surcharge increase, Article III, Chapter 16 of the D.R.M.C. shall be amended by adding the language underlined and deleting the language stricken, to read as follows:

1 **Sec. 16-22. - Emergency telephone charge.**

2 (a) There is hereby imposed an emergency telephone charge upon all exchange
3 access facilities, wireless communication access, and interconnected voice-over-internet-
4 protocol service within the city in the amount of ~~\$0.70~~ \$1.20 per month per exchange access
5 facility, per wireless communications access, and per interconnected voice-over-internet-
6 protocol access. The emergency telephone charge shall be imposed only upon service users
7 having a billing address within the city.

8 (b) Funds collected from the emergency telephone charge imposed by this section
9 shall be spent solely as authorized by Section 29-11-104(2), (3), and (4), C.R.S., as amended,
10 or for other lawful purposes as delineated by rule or regulation.

11 **Section 2.** This ordinance shall be effective on January 1, 2019.

12
13 COMMITTEE APPROVAL DATE: _____, 2018
14 MAYOR-COUNCIL DATE: _____, 2018
15 PASSED BY THE COUNCIL: _____, 2018

16 _____ - PRESIDENT
17 APPROVED: _____ - MAYOR _____, 2018
18 ATTEST: _____ - CLERK AND RECORDER,
19 EX-OFFICIO CLERK OF THE
20 CITY AND COUNTY OF DENVER

21 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2018; _____, 2018
22 PREPARED BY: _____, Assistant City Attorney Date: _____, 2018

23 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
24 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
25 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
26 3.2.6 of the Charter.

27 Kristin M. Bronson, City Attorney

28 BY: _____, Assistant City Attorney Date: _____, 2018