

**A LOCAL LAW IMPOSING AN ADDITIONAL SIXTY-FIVE CENT SURCHARGE ON CERTAIN TELEPHONE ACCESS LINES TO PAY FOR COSTS ASSOCIATED WITH EMERGENCY TELEPHONE SYSTEM EQUIPMENT UPGRADES TO SERVE ONONDAGA COUNTY**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS FOLLOWS:**

**Section 1.** Onondaga County has authorized the development of a fully interoperable emergency communications system serving police, fire and EMT agencies in Onondaga County. Such emergency communications system will become operational June 30, 2010. To help fund this project, the State of New York has enacted S2861 and A5013 being Chapter 264 of the Laws of 2009, which adds a new Section 334 of the County Law, authorizing Onondaga County to impose an additional surcharge per access line per month.

**Section 2.** Pursuant to County Law Section 334, there is hereby imposed a surcharge, in addition to the surcharge established and imposed under Section 303 of the County Law, in the amount of sixty-five cents per access line per month on the customers of every service supplier within Onondaga County, subject to the restrictions provided for herein, to pay for the costs associated with obtaining, operating and maintaining the telecommunication equipment and telephone services needed to provide an enhanced 911 emergency telephone system to serve Onondaga County. All service suppliers shall begin to add the additional sixty-five cent surcharge as provided for herein to the billings of its customers as of December 1, 2009. The surcharge established and imposed herein shall be imposed on a per access line basis on all current bills rendered for local exchange access service within the 911 service area. No such surcharge shall be imposed upon more than seventy-five exchange access lines per customer per location. Lifeline customers, a public safety agency and Onondaga County are exempt from any surcharge imposed herein.

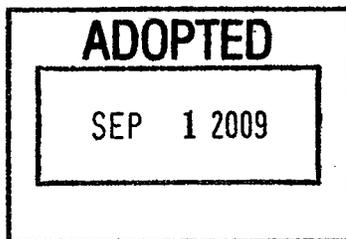
**Section 3.** When the County Executive has signed this local law into effect, the Department of Emergency Communications shall then be directed to provide written notice of this local law and the surcharge to any service supplier who provides local access service to customers within Onondaga County. The service suppliers shall receive such notice at least forty-five days in advance of December 1, 2009, the date on which the service suppliers are to impose the surcharge.

**Section 4.** This local law will expire and be deemed repealed ten years from the effective date of the state legislation, as provided pursuant to the provisions of Chapter 264 of the Laws of 2009.

**Section 5.** If any clause, sentence, paragraph, or section of this local law shall be held invalid by any court of competent jurisdiction, or the application of this local law to any person or set of circumstances shall be held invalid, such invalidity or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or operation of this local law directly involved in the controversy in which the judgment shall have been rendered. To further this end, the provisions of this local law are hereby declared to be severable.

Section 6. This local law shall take effect upon filing pursuant to the provisions of the Municipal Home Rule Law.

Access Line Surcharge.doc  
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I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

15<sup>th</sup> DAY OF September, 2009.

*Deborah A. Matuso*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

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