

On motion by Lindel Toups, seconded by Phillip Gouaux, the following resolution was introduced and adopted:

RESOLUTION NO. 09-063

RESOLUTION REQUESTING THE LAFOURCHE PARISH LEGISLATIVE DELEGATION DRAFT AND SUPPORT LOCAL LEGISLATION RELATIVE TO THE LAFOURCHE PARISH COMMUNICATIONS DISTRICT TO PROVIDE FOR THE ASSESSMENT OF PREPAID WIRELESS TELEPHONE SERVICE.

WHEREAS, the public has high expectations for effective and accessible 9-1-1 emergency services regardless of the communications technology used or the means of purchasing the technology; the funding of wireless 9-1-1 emergency services is critical to meeting the public's expectations for effective and accessible 9-1-1 services; and

WHEREAS, the Lafourche Parish Communications District is dedicated to provide such a service for its citizenry and acquires the funding to do so solely by the assessment of a five percent (5%) tariff levied upon the basic phone service charge for both residential and commercial telephone subscribers per month and \$0.85 per month on wireless phone subscribers who's billing address is within the Parish; and

WHEREAS, the public has come to expect that their "telephone" will provide immediate access to emergency services by dialing "9-1-1," that their call will be answered by local personnel who can dispatch first responders to the scene, and that their location and phone number will be provided automatically; and

WHEREAS, the public does not expect any different level of service because the "telephone", over which the call is made, uses technology other than the traditional wireline communications services; and

WHEREAS, from the perspective of the 9-1-1 caller, all telephones are functionally equivalent, and the expectation is that the level of 9-1-1 service will be the same; and

WHEREAS, due to the ever increasing demands placed on the E-911 Public Safety Answering Point (PSAP) with the receiving of an overwhelming number of Prepaid Wireless emergency calls which can be problematic and require operators to expend valuable time to acquire calling and location information where emergency response is needed; and

WHEREAS, the mandate imposed by the Federal Communications Commission (FCC) via FCC Matter 94-102, acted in July, 1996, which sets distinct requirements for making wireless 9-1-1 more compatible with existing 911 wireline systems and stipulates the necessity for the establishment of a cost recovery mechanism; and

WHEREAS, there is definite inequality placed on wireless service subscribers who pay for emergency 9-1-1 service listed on their monthly bill, opposed to advance-paid (or Prepaid) wireless service subscribers who do not, and more-so, on the Communications District who bares the burden in

the receiving of an ever increasing number of emergency calls originating from prepaid wireless service subscriber devices.

BE IT RESOLVED, by the Lafourche Parish Council convened in regular session on February 10, 2009, that it does hereby request that the Lafourche Parish Legislative Delegation draft and support local Legislation for the purpose of collecting a prepaid wireless E-911 service charge at the rate of \$.85 per wireless prepaid card purchased within Lafourche Parish and remittance of such fee by the service wholesaler directly to the Lafourche Parish Communications District.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Lafourche Parish Legislative Delegation, Lafourche Parish Communications District, Attention: Katie Zeringue, P. O. Box 1157, Raceland, LA 70394 and the Office of the Parish Administrator.

This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS:	Mr. Jerry Jones	Mr. Lindel Toups
	Mr. Michael Delatte	Mr. Phillip Gouaux
	Mr. Joseph "Joe" Fertitta	Mr. Rodney Doucet
	Mr. Matt Matherne	Mr. Daniel Lorraine

NAYS: None

ABSENT: Mr. Louis Richard

And the resolution was declared adopted this 10th day of February, 2009.

**JERRY JONES, CHAIRMAN
LAFOURCHE PARISH COUNCIL**

**CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL**

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Resolution No. 09-063, adopted by the Assembled Council in Regular Session on February 10, 2009, at which meeting a quorum was present.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS 19TH, DAY OF FEBRUARY, 2009.

CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL