

~~(H) IN THE CASE OF AN OVERPAYMENT OR UNDERPAYMENT OF RECURRING COSTS, THE BOARD SHALL ADJUST THE FUNDS TO BE APPROVED OR REJECTED UNDER A SUBSEQUENT RECURRING COST ESTIMATE SUBMITTED BY THE CMRS PROVIDER.~~

~~(3) EXPENDITURES FROM THE 911 TRUST FUND UNDER SUBSECTION (H)(13) OF THIS SECTION MAY INCLUDE DIRECT NONRECURRING COSTS INCURRED BY A CMRS PROVIDER OR ITS AGENT IN DESIGNING, UPGRADING, PURCHASING, PROGRAMMING, INSTALLING, TESTING, ADMINISTERING, OR DELIVERING ALL NECESSARY DATA, HARDWARE, SOFTWARE, AND LOCAL EXCHANGE TELEPHONE SERVICE THAT ARE REQUIRED TO PROVIDE WIRELESS ENHANCED 911 SERVICE UNDER THE FCC ORDER THROUGHOUT THE STATE.~~

~~(4) ON REQUEST OF THE CMRS PROVIDER, AND EXCEPT AS OTHERWISE REQUIRED BY LAW, THE INFORMATION THAT A CMRS PROVIDER REPORTS TO THE BOARD, INCLUDING VERIFICATION OF COSTS, SHALL BE CONSIDERED CONFIDENTIAL, PRIVILEGED, AND PROPRIETARY, AND MAY NOT BE DISCLOSED OR REDISCLOSED TO ANY PERSON OTHER THAN THE CMRS PROVIDER, INCLUDING A COUNTY THAT REQUESTS WIRELESS ENHANCED 911 SERVICE, WITHOUT THE EXPRESS PERMISSION OF THE CMRS PROVIDER AND WITHOUT EXECUTION OF A NONDISCLOSURE AGREEMENT WITH THE CMRS PROVIDER AND THE BOARD.~~

8-105.

~~(a) (1) There is a 911 Trust Fund created for the purpose of:~~

~~(i) Reimbursing the counties for enhancements to a 911 system; and~~

~~(ii) Paying contractors in accordance with the provisions of § 18-103(h)(11) of this subtitle.~~

~~(2) Moneys in the 911 Trust Fund shall be held in the State Treasury.~~

~~(b) (1) (4) For purposes of this subtitle, there is a 911 fee to be paid by the subscribers to switched local exchange access service, [wireless telephone] COMMERCIAL MOBILE RADIO service, or other 911 accessible service. The 911 fee is 10 cents per month payable at the time when the bills for telephone service are due.~~

~~(H) FOR CMRS, THE ADDITIONAL CHARGE IMPOSED BY A COUNTY SHALL BE APPLIED BASED ON THE TELEPHONE NUMBER PROVIDED BY THE MARYLAND HOME SERVICE PROVIDER OF CMRS AND SHALL BE COLLECTED BASED ON THE PLACE OF PRIMARY USE OF THE CUSTOMER'S HOME SERVICE PROVIDER.~~

~~(2) The Public Service Commission shall direct the telephone companies to add the 911 fee to all current bills rendered for switched local exchange access service in the State. The telephone companies shall act as collection agents for the 911 Trust Fund with respect to the fee, and shall remit all proceeds to the Comptroller on a monthly basis. The telephone companies shall be entitled to credit against the proceeds of the 911 fee to be remitted an amount equal to 1 1/2 percent of the 911 fee to cover the expenses of billing, collecting, and remitting the 911 fee and any additional charges. The Comptroller shall deposit the funds in the 911 Trust Fund.~~