

~~18-106.~~

~~(a) Nothing in this subtitle requires a public service company to provide any equipment or service other than pursuant to tariffs approved by the Maryland Public Service Commission. Furthermore, the furnishing of services, the rates, and the extent of any liabilities of a public service company shall be governed by those tariffs approved by the Maryland Public Service Commission.~~

~~(b) Nothing in this subtitle requires a 911 service carrier to provide any equipment or service other than the equivalent of that required of telephone companies under subsection (a) of this section. Furthermore, nothing in this subtitle shall be interpreted to extend any liability to a 911 carrier.~~

~~(c) A [cellular telephone company or personal communication company] CMRS PROVIDER that pays or collects 911 fees under § 18-105 of this subtitle shall have the same immunity from liability for transmission failures as that approved by the Public Service Commission for local exchange telephone companies that are subject to the regulation of the Commission under the Public Utility Companies Article.~~

~~(D) A CMRS PROVIDER MAY NOT USE ANY EQUIPMENT OR TECHNOLOGY PROCURED USING MONEY FROM THE 911 TRUST FUND FOR ANY PURPOSE, OTHER THAN THOSE AUTHORIZED BY THIS SUBTITLE, WITHOUT THE WRITTEN CONSENT OF THE BOARD.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:~~

### **Article - Public Safety**

1-301.

(a) In this subtitle the following words have the meanings indicated.

(b) "Additional charge" means the charge imposed by a county in accordance with § 1-311 of this subtitle.

(c) "Board" means the Emergency Number Systems Board.

(D) "COMMERCIAL MOBILE RADIO SERVICE" OR "CMRS" MEANS MOBILE TELECOMMUNICATIONS SERVICE THAT IS:

(1) PROVIDED FOR PROFIT WITH THE INTENT OF RECEIVING COMPENSATION OR MONETARY GAIN;

(2) AN INTERCONNECTED, TWO-WAY VOICE SERVICE; AND

(3) AVAILABLE TO THE PUBLIC.

(E) "COMMERCIAL MOBILE RADIO SERVICE PROVIDER" OR "CMRS PROVIDER" MEANS A PERSON AUTHORIZED BY THE FEDERAL COMMUNICATIONS COMMISSION TO PROVIDE CMRS IN THE STATE.