

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1479

Page 1, line 22, remove ""Designated data base provider" means a person representing all the political"

Page 1, remove line 23

Page 2, remove lines 1 and 2

Page 2, line 3, remove "4."

Page 2, line 4, replace "5" with "4"

Page 2, line 6, replace "6" with "5"

Page 2, line 9, replace "7" with "6"

Page 2, line 12, replace "8" with "7"

Page 2, line 16, replace "9" with "8"

Page 2, line 22, replace "10" with "9"

Page 2, line 28, replace "11" with "10"

Page 3, line 1, replace "12" with "11"

Page 4, line 23, remove "The public service commission may provide an electronic data base to a home"

Page 4, remove lines 24 through 31

Page 5, remove lines 1 through 21

Page 5, line 22, replace "base, a" with "A"

Page 5, line 24, replace "8" with "4"

Page 6, line 2, replace "8" with "4"

Page 6, remove lines 13 through 19

Page 6, line 20, replace "6" with "2"

Page 6, line 21, replace "8" with "4"

Page 6, line 29, replace "7" with "3" and replace "8" with "4"

Page 7, line 6, replace "8" with "4"

Page 7, line 20, replace "4" with "1"

Page 7, line 29, replace "9" with "5"

Page 8, line 3, replace "10" with "6"

Page 8, line 10, replace "11" with "7"

Page 8, after line 17, insert:

"57-34.1-05. Customer's procedures and remedies for correcting taxes and fees.

1. If a customer believes that an amount of tax, assignment of place of primary use, or taxing jurisdiction included on a billing is erroneous, the customer shall notify the home service provider in writing. The customer shall include in this written notification the street address for the customer's place of primary use, the account name and number for which the customer seeks a correction of the tax assignment, a description of the error asserted by the customer, and any other information the home service provider reasonably requires to process the request. Within sixty days of receiving a notice, the home service provider shall review its records and the electronic data base or enhanced zip code to determine the customer's taxing jurisdiction. If as a result of this review the home service provider finds that the amount of tax, assignment of place of primary use, or taxing jurisdiction is in error, the home service provider shall correct the error and refund or credit the amount of tax erroneously collected from the customer for a period of up to two years. If this review shows that the amount of tax, assignment of place of primary use, or taxing jurisdiction is correct, the home service provider shall provide a written explanation to the customer.
2. If the customer is dissatisfied with the response of the home service provider under this section, the customer may seek correction or refund from the taxing jurisdiction affected.
3. The procedure in this section is the sole and exclusive remedy available to customers seeking correction of assignment of place of primary use, taxing jurisdiction, a refund, or other compensation for taxes or fees erroneously collected by the home service provider."

Page 8, line 18, replace "**57-34.1-05**" with "**57-34.1-06**"

Page 8, line 24, after "on" insert "or after"

Renumber accordingly