

§ 64.6020

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- (2) \$0.21 in Jails with an ADP of 350–999; or
- (3) \$0.19 in Jails with an ADP of 1,000 or greater.
- (b) No Provider shall charge, in any Prison it serves, a per-minute rate for

Debit Calling, Prepaid Calling, or Prepaid Collect Calling in excess of:

- (1) \$0.13;
- (2) [Reserved]
- (c) No Provider shall charge, in the Jails it serves, a per-minute rate for Collect Calling in excess of:

Size and type of facility	Collect rate cap per MOU as of effective date	Collect rate cap per MOU as of July 1, 2017	Collect rate cap per MOU as of July 1, 2018
0–349 Jail ADP	\$0.58	\$0.45	\$0.31
350–999 Jail ADP	0.54	0.38	0.21
1,000+ Jail ADP	0.54	0.37	0.19

(d) No Provider shall charge, in the Prisons it serves, a per-minute rate for Collect Calling in excess of:

- (1) \$0.16 after the December 12, 2016;
- (2) \$0.15 after July 1, 2017; and
- (3) \$0.13 after July 1, 2018, and going forward.

(e) For purposes of this section, the initial ADP shall be calculated, for all of the Correctional Facilities covered by an Inmate Calling Services contract, by summing the total number of inmates from January 1, 2015, through the effective date of the Order, divided by the number of days in that time period;

(f) In subsequent years, for all of the correctional facilities covered by an Inmate Calling Services contract, the ADP will be the sum of the total number of inmates from January 1st through December 31st divided by the number of days in the year and will become effective on January 31st of the following year.

(e) For purposes of this section, the initial ADP shall be calculated, for all of the Correctional Facilities covered by an Inmate Calling Services contract, by summing the total number of inmates from January 1, 2015, through January 19, 2016, divided by the number of days in that time period;

(f) In subsequent years, for all of the correctional facilities covered by an Inmate Calling Services contract, the ADP will be the sum of the total number of inmates from January 1st through December 31st divided by the number of days in the year and will be-

come effective on January 31st of the following year.

[80 FR 79179, Dec. 18, 2015, as amended at 81 FR 62825, Sept. 13, 2016; 81 FR 62825, Sept. 13, 2016]

§ 64.6020 Ancillary Service Charge.

(a) No Provider shall charge an Ancillary Service Charge other than those permitted charges listed in § 64.6000.

(b) No Provider shall charge a rate for a permitted Ancillary Service Charge in excess of:

- (1) For Automated Payment Fees—\$3.00 per use;
- (2) For Single-Call and Related Services—the exact transaction fee charged by the third-party provider, with no markup, plus the adopted, per-minute rate;
- (3) For Live Agent Fee—\$5.95 per use;
- (4) For Paper Bill/Statement Fee—\$2.00 per use;
- (5) For Third-Party Financial Transaction Fees—the exact fees, with no markup that result from the transaction.

[80 FR 79179, Dec. 18, 2015]

§ 64.6030 Inmate Calling Services interim rate cap.

No Provider shall charge a rate for Collect Calling in excess of \$0.25 per minute, or a rate for Debit Calling, Prepaid Calling, or Prepaid Collect Calling in excess of \$0.21 per minute. These interim rate caps shall sunset upon the effectiveness of the rates established in § 64.6010.

[80 FR 79179, Dec. 18, 2015]