

A RESOLUTION¹ OF THE BOARD OF COMMISSIONERS OF ROCKDALE COUNTY, GEORGIA UPDATING AND AUTHORIZING 9-1-1 CHARGES ON TELEPHONE SERVICES AND WIRELESS ENHANCED 9-1-1 CHARGES OTHER THAN PREPAID WIRELESS SERVICES; PROVIDING AN EFFECTIVE DATE; REPEALING PRIOR RESOLUTIONS IN CONFLICT; AND FOR OTHER PURPOSES.

WHEREAS, the general law regarding 9-1-1 charges has been substantially modernized and revised by Ga. L. 2018, p. 689, HB 751; and

WHEREAS, many of these revisions include oversight and administration of 9-1-1 matters by the Georgia Emergency Communications Authority and the Department of Revenue; and

WHEREAS, Rockdale County, Georgia desires to update its 9-1-1 charges in accordance with revisions to state law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Rockdale County, GEORGIA as follows:

Section 1. Definitions

Unless specified otherwise in this resolution, all terms shall be defined in the same manner as specified in O.C.G.A. § 46-5-122.

Section 2. 9-1-1 Charges on Monthly Services

(a) Pursuant to O.C.G.A. § 46-5-133(a), there is imposed a monthly 9-1-1 charge upon each telephone service, subscribed to by a telephone subscriber, whose exchange access lines are in the areas served or which could be served by the 9-1-1 service. Pursuant to O.C.G.A. § 46-5-134(a)(1)(A), the amount of such 9-1-1 charge shall be \$1.50² per month per telephone service provided to the telephone subscriber.

(b) Pursuant to O.C.G.A. § 46-5-133(a), there is imposed a monthly wireless enhanced 9-1-1 charge upon each wireless telecommunications connection, other than a connection for prepaid wireless service, subscribed to by a telephone subscriber whose place of primary use is within the geographic area that is served by Rockdale County, Georgia, or that would be served by Rockdale County, Georgia, for the purpose of such an emergency 9-1-1 system. Pursuant to O.C.G.A. 46-5-

¹ Note that O.C.G.A. § 46-5-133(a) allows 9-1-1 charges (other than prepaid wireless) to be adopted by the county governing authority ONLY by resolution and not by ordinance. A county may amend its existing resolution or replace it with a new one. If a county has never imposed 9-1-1 charges, a referendum may be required. See O.C.G.A. § 46-5-133(b). O.C.G.A. § 46-5-134.2(j)(1) allows prepaid wireless 9-1-1 charges to be adopted by the county governing authority by ordinance OR resolution. If the county already has such an ordinance, but uses this model resolution, it should coordinate the repeal that ordinance in conjunction with the adoption of this resolution.

² Note that the amount of 9-1-1 charges for other than wireless changed from "up to \$1.50" to a set rate of \$1.50. This change was made by the General Assembly in HB 751.

134(a)(2)(A), the amount of such enhanced wireless 9-1-1 charge shall be \$1.50³ per month per wireless telecommunications connection provided to the telephone subscriber.

(c) The 9-1-1 charges under this section shall commence March 1, 2019.

Section 3. Collecting and Remitting of 9-1-1 Charges

All such 9-1-1 charges collected by service suppliers shall be remitted to the Georgia Department of Revenue, as the contracted collection partner of the Georgia Emergency Communications Authority, at the times and in the manner provided by O.C.G.A. § 38-3-185, O.C.G.A. § 38-3-186, and any other Georgia Department of Revenue or Georgia Emergency Communications Authority rule or regulation adopted pursuant to Article 12 of Chapter 13 of Title 38 of the O.C.G.A. and Chapter 13 of Title 50 of the O.C.G.A., the “Georgia Administrative Procedures Act”.

Section 4. Deposit and Use of Proceeds

Pursuant to O.C.G.A. § 46-5-134, all proceeds received by Rockdale County from 9-1-1 charges imposed by this resolution shall be deposited in the Emergency Telephone System Fund maintained by the county; kept separate from general revenue of the county; and used exclusively for the statutorily authorized purposes.

Section 5. Resolution Filing Requirements

The Clerk of the County shall file with the state revenue commissioner a certified copy of this resolution within ten (10) days of the adoption thereof. Any subsequent amendment to this resolution shall likewise be so filed by the clerk within ten (10) days of the adoption thereof.

NOW, THEREFORE, BE IT RESOLVED, This resolution shall become effective on March 1, 2019. Any prior resolution establishing such 9-1-1 charges shall remain in effect until March 1, 2019. On such date, such 9-1-1 charges shall be governed by this resolution.

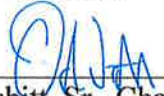
BE IT FURTHER RESOLVED, that any resolution in conflict with the resolution is hereby repealed.

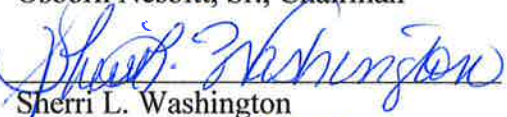
SO RESOLVED this 23 day of October, 2018.

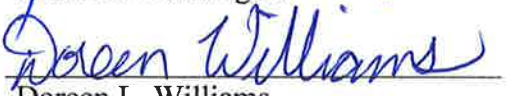
(SIGNATURE PAGE TO FOLLOW)

³ Note that the amount of the 9-1-1 charges for wireless, other than prepaid wireless, are increased from \$1.00 to \$1.50. This change was made by the General Assembly in HB 751.

**Rockdale County, Georgia
Board of Commissioners**

By: 
Osborn Nesbitt, Sr., Chairman

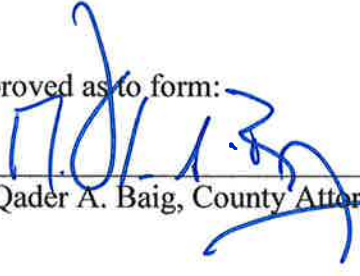
By: 
Sherri L. Washington

By: 
Doreen L. Williams

Attest:


Jennifer Rutledge, County Clerk

Approved as to form:


M. Qader A. Baig, County Attorney