

## RESOLUTION R-029-18

**A RESOLUTION OF THE SOLE COMMISSIONER OF WALKER 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**, Walker County, Georgia desires to update its 9-1-1 charges in accordance with revisions to state law.

**NOW, THEREFORE, BE IT RESOLVED** by the Sole Commissioner of Walker 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 \$1.50 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 Walker County, Georgia, or that would be served by Walker County, Georgia, for the purpose of such an emergency 9-1-1 system. Pursuant to O.C.G.A. 46-5-134(a)(2)(A), the amount of such enhanced wireless 9-1-1 charge shall be \$1.50 per month per wireless telecommunications connection provided to the telephone subscriber.

(c) The 9-1-1 charges under this section shall commence January 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 Walker 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.

**Section 6. Effective Date and Applicability**

This resolution shall become effective on January 1, 2019. Any prior resolution establishing such 9-1-1 charges shall remain in effect until January 1, 2019. On such date, such 9-1-1 charges shall be governed by this resolution.

**Section 7. Repealer**

All resolutions, or parts of resolutions, in conflict with this resolution are repealed as of January 1, 2019.

**SO RESOLVED AND ADOPTED** this 23th day of August, 2018.

WALKER COUNTY COMMISSIONER

BY: Shannon K. Whitfield  
Shannon K. Whitfield

ATTEST:

Rebecca Wooden  
Rebecca Wooden  
Walker County Clerk

I hereby certify the above and foregoing to be a true copy of the original record on file in this office.

Witness my official signature this 23 day of August, 2018.

Rebecca Wooden  
Rebecca Wooden  
County Clerk, Walker County, Georgia