

**A RESOLUTION OF THE GOVERNING AUTHORITY OF DEKALB COUNTY, GEORGIA UPDATING AND AUTHORIZING 9-1-1 CHARGES ON PREPAID WIRELESS SERVICES; PROVIDING AN EFFECTIVE DATE; REPEALING PRIOR RESOLUTIONS IN CONFLICT; AND FOR OTHER PURPOSES.**

**WHEREAS**, the DeKalb County Government has operated an Emergency 9-1-1 system since 1986; and,

**WHEREAS**, in accordance with O.C.G.A. § 46-5-134, the County has imposed a \$0.75 fee upon every wireless retail transaction occurring within the jurisdiction of the public safety answering point prepaid wired telecommunications connections since January 1, 2012; and

**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**, DeKalb County, Georgia desires to update its 9-1-1 prepaid wireless charges in accordance with revisions to state law.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Authority of DeKalb 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. § 46-5-134.2(b)(1), there is imposed a prepaid wireless 9-1-1 charge and the amount of such 9-1-1 charge shall be \$1.50 per retail transaction occurring within the jurisdiction of public service answering point.

(d) The 9-1-1 charges under this section shall commence January 1, 2019.

(c) Prior to January 1, 2019, the Governing Authority of DeKalb County, Georgia shall update Article IX of the Code of DeKalb County, Georgia to reflect these changes.

**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 DeKalb 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 if adopted and approved by the Governing Authority. 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 \_\_\_\_\_, 2019.

**ADOPTED** by the DeKalb County Board of Commissioners, this \_\_\_\_ day of \_\_\_\_\_, 2018.

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**JEFF RADER**  
Presiding Officer  
Board of Commissioners  
DeKalb County, Georgia

**APPROVED** by the Chief Executive Officer, this \_\_\_\_ day of \_\_\_\_\_, 2018.

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**MICHAEL THURMOND**  
Chief Executive Officer  
DeKalb County, Georgia

**ATTEST:**

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**BARBARA SANDERS-NORWOOD, CCC**  
Clerk of Chief Executive Officer and  
County Commission  
DeKalb County, Georgia

**APPROVED AS TO FORM:**

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**VIVIANE ERNSTES**  
County Attorney