

**RESOLUTION 2018-\_\_\_\_\_**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF BEN HILL 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 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**, Ben Hill 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 Board of Commissioners of Ben Hill 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 safety answering point.

(d) The 9-1-1 charges under this section shall commence January 11, 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 Ben Hill 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 11, 2019. Any prior resolution establishing such 9-1-1 charges shall remain in effect until January 10, 2018. 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 10, 2018.

This \_\_\_\_ day of \_\_\_\_\_, 2018.

Ben Hill County, Georgia

By: \_\_\_\_\_

Steve Taylor, Chairman

Attest: \_\_\_\_\_

Donna R. Prather, County Clerk