

House Bill 738

By: Representatives Lunsford of the 110<sup>th</sup>, Murphy of the 23<sup>rd</sup>, Lucas of the 139<sup>th</sup>, Lewis of the 15<sup>th</sup>, Martin of the 47<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 4 of Article 2 of Chapter 5 of Title 46 of the Official Code of Georgia  
2 Annotated, the "Georgia Emergency Telephone Number '911' Service Act of 1977," so as to  
3 define a certain term; to provide for a fee for noncontract prepaid wireless service; to  
4 reconstitute the Joint Study Committee on Wireless "911" Charges; to repeal conflicting  
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 4 of Article 2 of Chapter 5 of Title 46 of the Official Code of Georgia Annotated, the  
9 "Georgia Emergency Telephone Number '911' Service Act of 1977," is amended by inserting  
10 immediately following Code Section 46-5-134.1 a new Code section to read as follows:

11 "46-5-134.2.

12 (a) As used in this Code section, the term 'noncontract prepaid wireless service' means the  
13 one-time advance sale of a definite number of allowable minutes of mobile  
14 telecommunications service usage over a specified time. Minutes may be expressed in  
15 terms of units.

16 (b) Each provider of noncontract prepaid wireless service shall collect from the purchaser  
17 of such services a wireless '9-1-1' fee in the amount of \$1.00 for each 100 minutes of air  
18 time purchased. The provider shall remit such fees to the state to be deposited in the  
19 general fund of the state treasury."

20 **SECTION 2.**

21 Said part is further amended by striking in its entirety Code Section 46-5-139, relating to the  
22 Joint Study Committee on Wireless Enhanced "911" Charges, and inserting in lieu thereof  
23 the following:

1 "46-5-139.  
2 Following the conclusion of the ~~2002~~ 2005 session of the General Assembly, the President  
3 of the Senate and the Speaker of the House of Representatives shall each appoint no fewer  
4 than three members of their respective bodies to serve as members of the Joint Study  
5 Committee on Wireless Enhanced '911' '9-1-1' Charges. The chairpersons of the House  
6 Committee on Public Utilities and Telecommunications and the Senate Regulated  
7 Industries and Utilities Committee shall cochair the study committee. In addition, the  
8 Governor shall appoint five members representing the telecommunications industry. The  
9 committee shall review the current method of collecting '9-1-1' fees and shall investigate  
10 alternative methods of assessing and collecting fees equitably and equally. Such joint study  
11 committee shall make any recommendations it considers appropriate to the General  
12 Assembly no later than December 31, ~~2002~~ 2005. The General Assembly may implement  
13 the provisions of this Code section by appropriate resolution."

14 **SECTION 3.**

15 All laws and parts of laws in conflict with this Act are repealed.