

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 333, Page 8, Section 190.092, Line 51, by  
2 inserting after said section and line the following:

3  
4 "190.292. 1. In lieu of the tax levy authorized under section 190.305 for emergency  
5 telephone services, the county commission of any county may impose a county sales tax for the  
6 provision of central dispatching of fire protection, including law enforcement agencies, emergency  
7 ambulance service or any other emergency services, including emergency telephone services, which  
8 shall be collectively referred to herein as "emergency services", and which may also include the  
9 purchase and maintenance of communications and emergency equipment, including the operational  
10 costs associated therein, in accordance with the provisions of this section.

11 2. Such county commission may, by a majority vote of its members, submit to the voters of  
12 the county, at a public election, a proposal to authorize the county commission to impose a tax under  
13 the provisions of this section. If the residents of the county present a petition signed by a number of  
14 residents equal to ten percent of those in the county who voted in the most recent gubernatorial  
15 election, then the commission shall submit such a proposal to the voters of the county.

16 3. The ballot of submission shall be in substantially the following form:

17 Shall the county of \_\_\_\_\_ (insert name of county) impose a county sales tax of  
18 \_\_\_\_\_ (insert rate of percent) percent for the purpose of providing central  
19 dispatching of fire protection, emergency ambulance service, including emergency  
20 telephone services, and other emergency services?

21 ☐ YES ☐ NO

22 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of  
23 the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes cast  
24 by the qualified voters voting are opposed to the proposal, then the county commission shall have no  
25 power to impose the tax authorized by this section unless and until the county commission shall  
26 again have submitted another proposal to authorize the county commission to impose the tax under  
27 the provisions of this section, and such proposal is approved by a majority of the qualified voters  
28 voting thereon.

29 4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from the  
30 sale at retail of all tangible personal property or taxable services at retail within any county adopting  
31 such tax, if such property and services are subject to taxation by the state of Missouri under the  
32 provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior to thirty-six  
33 months before operation of the central dispatching of emergency services.

34 5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall  
35 apply to the tax imposed under this section.

36 6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year in

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 which the tax imposed pursuant to this section for emergency services is certified by the board to be  
2 fully operational. Any revenues collected from the tax authorized under section 190.305 shall be  
3 credited for the purposes for which they were intended.

4 7. At least once each calendar year, the board, as established by subsection 11 of this  
5 section, shall establish a tax rate, not to exceed the amount authorized, that together with any surplus  
6 revenues carried forward will produce sufficient revenues to fund the expenditures authorized by  
7 sections 190.290 to 190.296. Amounts collected in excess of that necessary within a given year  
8 shall be carried forward to subsequent years. The board shall make its determination of such tax  
9 rate each year no later than September first and shall fix the new rate which shall be collected as  
10 provided in sections 190.290 to 190.296. Immediately upon making its determination and fixing the  
11 rate, the board shall publish in its minutes the new rate, and it shall notify every retailer by mail of  
12 the new rate.

13 8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to  
14 establish a county sales tax pursuant to the provisions of this section, the county commission shall  
15 appoint the initial members of a board to administer the funds and oversee the provision of  
16 emergency services in the county. Beginning with the general election in 1994, all board members  
17 shall be elected according to this section and other applicable laws of this state. At the time of the  
18 appointment of the initial members of the board, the commission shall relinquish and no longer  
19 exercise the duties prescribed in this chapter with regard to the provision of emergency services and  
20 such duties shall be exercised by the board.

21 9. The initial board shall consist of seven members appointed without regard to political  
22 affiliation, three of whom shall be selected from, and who shall represent, the fire protection  
23 districts, ambulance districts, sheriff's department, municipalities, and any other emergency services.  
24 Four of the members of the board shall not be selected from or represent the fire protection districts,  
25 ambulance districts, sheriff's department, municipalities, or any other emergency services. Any  
26 individual serving on the board on August 28, 2004, may continue to serve and seek reelection or  
27 reappointment to the board, notwithstanding any provisions of this subsection. This initial board  
28 shall serve until its successor board is duly elected and installed in office. The commission shall  
29 ensure geographic representation of the county by appointing no more than four members from each  
30 district of the county commission.

31 10. Beginning in 1994, three members shall be elected from each district of the county  
32 commission and one member shall be elected at large. The members of the board shall annually  
33 elect, from among their number, the chairman of the board. Of those first elected, four members  
34 from districts of the county commission shall be elected for terms of two years and two members  
35 from districts of the county commission and the member at large shall be elected for terms of four  
36 years. In 1996, and thereafter, all terms of office shall be four years. The election of the board  
37 members shall be conducted at the first municipal election held in a calendar year.

38 11. When the board is organized, it shall be a body corporate and a political subdivision of  
39 the state and shall be known as the "\_\_\_\_\_ Emergency Services Board".

40 12. This section shall only apply to any county of the third classification without a township  
41 form of government and with more than twenty-four thousand five hundred but less than twenty-  
42 four thousand six hundred inhabitants.

43 13. A purchase that provides prepaid wireless telecommunications service, as such term is  
44 defined in section 190.460, is specifically exempted from the tax imposed under this section or  
45 section 190.335 if such county did not prohibit the prepaid wireless emergency telephone service  
46 charge as allowed in subsection 6 of section 190.460 or votes to impose the prepaid wireless  
47 emergency telephone service charge as allowed under subsection 7 of section 190.460.

48 190.327. 1. Immediately upon the decision by the commission to utilize a portion of the  
49 emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the

commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

- (1) To have and use a corporate seal;
- (2) To sue and be sued, and be a party to suits, actions and proceedings;
- (3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;
- (4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;
- (5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;
- (6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;
- (7) To adopt and amend bylaws and any other rules and regulations;
- (8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;
- (9) To pay all expenses connected with the first election and all subsequent elections; and
- (10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

- a. The county sheriff, or his or her designee;
- b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or
- c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or

1 their designees;

2 (b) Two members who shall serve two-year terms appointed from among the following:

3 a. The head of any of the county's fire protection districts who have contracted for central  
4 dispatching service, or his or her designee;

5 b. The head of any of the county's ambulance districts who have contracted for central  
6 dispatching service, or his or her designee;

7 c. The head of any of the municipal police departments located in the county who have  
8 contracted for central dispatching service, or his or her designee, excluding those mentioned in  
9 subparagraph b. of paragraph (a) of this subdivision; and

10 d. The head of any of the municipal fire departments in the county who have contracted for  
11 central dispatching service, or his or her designee, excluding those mentioned in subparagraph c. of  
12 paragraph (a) of this subdivision.

13 (3) Upon the appointment of the board under this subsection, the board shall have the  
14 powers provided in subsection 3 of this section and the commission shall relinquish all powers and  
15 duties relating to the provision of central dispatching service under this chapter to the board.

16 5. An emergency services board originally organized under section 190.325 operating  
17 within a county with a charter form of government and with more than two hundred thousand but  
18 fewer than three hundred fifty thousand inhabitants shall not have a sales tax for emergency services  
19 or for providing central dispatching for emergency services greater than one-quarter of one percent.  
20 If on the effective date of this section such tax is greater than one-quarter of one percent, the board  
21 shall lower the tax rate.

22 190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency  
23 telephone services, the county commission of any county may impose a county sales tax for the  
24 provision of central dispatching of fire protection, including law enforcement agencies, emergency  
25 ambulance service or any other emergency services, including emergency telephone services, which  
26 shall be collectively referred to herein as "emergency services", and which may also include the  
27 purchase and maintenance of communications and emergency equipment, including the operational  
28 costs associated therein, in accordance with the provisions of this section.

29 2. Such county commission may, by a majority vote of its members, submit to the voters of  
30 the county, at a public election, a proposal to authorize the county commission to impose a tax under  
31 the provisions of this section. If the residents of the county present a petition signed by a number of  
32 residents equal to ten percent of those in the county who voted in the most recent gubernatorial  
33 election, then the commission shall submit such a proposal to the voters of the county.

34 3. The ballot of submission shall be in substantially the following form:

35 Shall the county of \_\_\_\_\_ (insert name of county) impose a county sales tax of  
36 \_\_\_\_\_ (insert rate of percent) percent for the purpose of providing central  
37 dispatching of fire protection, emergency ambulance service, including emergency  
38 telephone services, and other emergency services?

39 ☐ YES

☐ NO

40  
41 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of  
42 the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes cast  
43 by the qualified voters voting are opposed to the proposal, then the county commission shall have no  
44 power to impose the tax authorized by this section unless and until the county commission shall  
45 again have submitted another proposal to authorize the county commission to impose the tax under  
46 the provisions of this section, and such proposal is approved by a majority of the qualified voters  
47 voting thereon.

48 4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from the  
49 sale at retail of all tangible personal property or taxable services at retail within any county adopting

1 such tax, if such property and services are subject to taxation by the state of Missouri under the  
2 provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior to thirty-six  
3 months before operation of the central dispatching of emergency services.

4 5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall  
5 apply to the tax imposed under this section.

6 6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year in  
7 which the tax imposed pursuant to this section for emergency services is certified by the board to be  
8 fully operational. Any revenues collected from the tax authorized under section 190.305 shall be  
9 credited for the purposes for which they were intended.

10 7. At least once each calendar year, the board shall establish a tax rate, not to exceed the  
11 amount authorized, that together with any surplus revenues carried forward will produce sufficient  
12 revenues to fund the expenditures authorized by this act. Amounts collected in excess of that  
13 necessary within a given year shall be carried forward to subsequent years. The board shall make its  
14 determination of such tax rate each year no later than September first and shall fix the new rate  
15 which shall be collected as provided in this act. Immediately upon making its determination and  
16 fixing the rate, the board shall publish in its minutes the new rate, and it shall notify every retailer by  
17 mail of the new rate.

18 8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to  
19 establish a county sales tax pursuant to the provisions of this section, the county commission shall  
20 appoint the initial members of a board to administer the funds and oversee the provision of  
21 emergency services in the county. Beginning with the general election in 1994, all board members  
22 shall be elected according to this section and other applicable laws of this state. At the time of the  
23 appointment of the initial members of the board, the commission shall relinquish and no longer  
24 exercise the duties prescribed in this chapter with regard to the provision of emergency services and  
25 such duties shall be exercised by the board.

26 9. The initial board shall consist of seven members appointed without regard to political  
27 affiliation, who shall be selected from, and who shall represent, the fire protection districts,  
28 ambulance districts, sheriff's department, municipalities, any other emergency services and the  
29 general public. This initial board shall serve until its successor board is duly elected and installed in  
30 office. The commission shall ensure geographic representation of the county by appointing no more  
31 than four members from each district of the county commission.

32 10. Beginning in 1994, three members shall be elected from each district of the county  
33 commission and one member shall be elected at large, such member to be the chairman of the board.  
34 Of those first elected, four members from districts of the county commission shall be elected for  
35 terms of two years and two members from districts of the county commission and the member at  
36 large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall be  
37 four years; provided that, if a board established under this section consolidates with a board  
38 established under this section, section 190.327, or section 190.328, under the provisions of section  
39 190.470, the term of office for the existing board members shall end on the thirtieth day following  
40 the appointment of the initial board of directors for the consolidated district. Notwithstanding any  
41 other provision of law, if there is no candidate for an open position on the board, then no election  
42 shall be held for that position and it shall be considered vacant, to be filled pursuant to the  
43 provisions of section 190.339, and, if there is only one candidate for each open position, no election  
44 shall be held and the candidate or candidates shall assume office at the same time and in the same  
45 manner as if elected.

46 11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in  
47 any county of the first classification with more than two hundred forty thousand three hundred but  
48 fewer than two hundred forty thousand four hundred inhabitants or in any county of the third  
49 classification with a township form of government and with more than twenty-eight thousand but

fewer than thirty-one thousand inhabitants or in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat, any emergency telephone service 911 board appointed by the county under section 190.309 which is in existence on the date the voters approve a sales tax under this section shall continue to exist and shall have the powers set forth under section 190.339. Such boards which existed prior to August 25, 2010, shall not be considered a body corporate and a political subdivision of the state for any purpose, unless and until an order is entered upon ~~an~~ a unanimous vote of the commissioners of the county in which such board is established reclassifying such board as a corporate body and political subdivision of the state. The order shall approve the transfer of the assets and liabilities related to the operation of the emergency telephone service 911 system to the new entity created by the reclassification of the board.

12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the second classification with more than fifty-four thousand two hundred but fewer than fifty-four thousand three hundred inhabitants or any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants that has approved a sales tax under this section, the county commission shall appoint the members of the board to administer the funds and oversee the provision of emergency services in the county.

(2) The board shall consist of seven members appointed without regard to political affiliation. Except as provided in subdivision (4) of this subsection, each member shall be one of the following:

- (a) The head of any of the county's fire protection districts, or a designee;
- (b) The head of any of the county's ambulance districts, or a designee;
- (c) The county sheriff, or a designee;
- (d) The head of any of the police departments in the county, or a designee; and
- (e) The head of any of the county's emergency management organizations, or a designee.

(3) Upon the appointment of the board under this subsection, the board shall have the power provided in section 190.339 and shall exercise all powers and duties exercised by the county commission under this chapter, and the commission shall relinquish all powers and duties relating to the provision of emergency services under this chapter to the board.

(4) In any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants, each of the entities listed in subdivision (2) of this subsection shall be represented on the board by at least one member.

(5) In any county with more than fifty thousand but fewer than seventy thousand inhabitants and with a county seat with more than two thousand one hundred but fewer than two thousand four hundred inhabitants, the entities listed in subdivision (2) of this subsection shall be represented by one member, and two members shall be residents of the county not affiliated with any of the entities listed in subdivision (2) of this subsection and shall be known as public members.

13. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants as the county seat, the county commission may elect to appoint members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions that have contracted for such service upon the request of the municipalities and other political subdivisions. Upon the appointment of the board under this subsection, the board shall act in an advisory capacity to the commission in all aspects and duties to emergency services for 911.

(2) The board shall consist of seven members appointed without regard to political

1 affiliation. The members shall include:

2 (a) Five members who shall serve for so long as they remain in their respective county or  
 3 municipal positions as follows:

4 a. The county sheriff, or his or her designee;

5 b. The head of each municipal police department that has contracted for central dispatching  
 6 service in the two largest municipalities wholly contained within the county, or his or her designee;  
 7 or

8 c. The head of each municipal fire department or fire division that has contracted for central  
 9 dispatching service in the two largest municipalities wholly contained within the county, or his or  
 10 her designee; and

11 (b) Two members who shall serve two-year terms appointed from among the following:

12 a. The head of any of the county's fire protection districts that have contracted for central  
 13 dispatching service, or his or her designee;

14 b. The head of any of the county's ambulance districts that have contracted for central  
 15 dispatching service, or his or her designee;

16 c. The head of any of the municipal police departments located in the county that have  
 17 contracted for central dispatching service, or his or her designee, excluding those mentioned in  
 18 subparagraph b of paragraph (a) of this subdivision;

19 d. The head of any of the municipal fire departments in the county that have contracted for  
 20 central dispatching service, or his or her designee, excluding those mentioned in subparagraph c of  
 21 paragraph (a) of this subdivision; or

22 e. A citizen at large from within the county.

23 14. Any county that has authorized a tax levy under this section prior to January 1, 2012,  
 24 and such levy is reduced automatically [~~in future years~~] after approval of such levy, shall not submit  
 25 to the voters of the county for approval any proposal authorized under this section that is greater  
 26 than the amount at the time of reduction.

27 15. A purchase that provides prepaid wireless telecommunications service, as such term is  
 28 defined in section 190.460, is specifically exempted from the tax imposed under this section or  
 29 section 190.292 if such county did not prohibit the prepaid wireless emergency telephone service  
 30 charge as allowed in subsection 6 of section 190.460 or votes to impose the prepaid wireless  
 31 emergency telephone service charge as allowed under subsection 7 of section 190.460.

32 190.455. 1. Except as provided under subsection [9] 10 of this section, in lieu of the tax  
 33 levy authorized under section 190.305 or 190.325, or the sales tax imposed under section 190.292 or  
 34 190.335, the governing body of any county, city not within a county, or home rule city with more  
 35 than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any  
 36 county of the third classification without a township form of government and with more than thirty-  
 37 seven thousand but fewer than forty-one thousand inhabitants may impose, by order or ordinance, a  
 38 monthly fee on subscribers of any communications service that has been enabled to contact 911.  
 39 The monthly fee authorized in this section shall not exceed one dollar and shall be assessed to the  
 40 subscriber of the communications service, regardless of technology, based upon the number of  
 41 active telephone numbers, or their functional equivalents or successors, assigned by the provider and  
 42 capable of simultaneously contacting the public safety answering point; provided that, for multiline  
 43 telephone systems and for facilities provisioned with capacity greater than a voice-capable grade  
 44 channel or its equivalent, regardless of technology, the charge shall be assessed on the number of  
 45 voice-capable grade channels as provisioned by the provider that allow simultaneous contact with  
 46 the public safety answering point. Only one fee may be assessed per active telephone number, or its  
 47 functional equivalent or successor, used to provide a communications service. No fee imposed  
 48 under this section shall be imposed on more than one hundred voice-grade channels or their  
 49 equivalent per person per location. Notwithstanding any provision of this section to the contrary,

the monthly fee shall not be assessed on the provision of broadband internet access service. The fee shall be imposed solely for the purpose of funding 911 service in such county or city. The monthly fee authorized in this section shall be limited to one fee per device. The fee authorized in this section shall be in addition to all other taxes and fees imposed by law and may be stated separately from all other charges and taxes. The fee shall be the liability of the subscriber, not the provider, except that the provider shall be liable to remit all fees that the provider collects under this section.

2. No such order or ordinance adopted under this section shall become effective unless the governing body of the county or city submits to the voters residing within the county or city at a state general, primary, or special election a proposal to authorize the governing body to impose a fee under this section. The question submitted shall be in substantially the following form:

"Shall \_\_\_\_\_ (insert name of county or city) impose a monthly fee of \_\_\_\_\_ (insert amount) on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 service in the \_\_\_\_\_ (county or city)?"

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the fee shall become effective on the first day of the second calendar quarter after the director of revenue receives notification of adoption of the fee. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the fee shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. Notwithstanding any provisions of this section to the contrary, the governing body of a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants shall put the question set forth in subsection 2 of this section before the voters of the county no later than the general election in 2020.

4. Except as modified in this section, all provisions of sections 32.085 and 32.087 and subsection 7 of section 144.190 shall apply to the fee imposed under this section.

~~[4.]~~ 5. All revenue collected under this section by the director of the department of revenue on behalf of the county or city, except for two percent to be withheld by the provider for the cost of administering the collection and remittance of the fee, and one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in the Missouri 911 service trust fund created under section 190.420. The director of the department of revenue shall remit such funds to the county or city on a monthly basis. The governing body of any such county or city shall control such funds remitted to the county or city unless the county or city has established an elected board for the purpose of administering such funds. In the event that any county or city has established a board under any other provision of state law for the purpose of administering funds for 911 service, such existing board may continue to perform such functions after the county or city has adopted the monthly fee under this section.

~~[5.]~~ 6. Nothing in this section imposes any obligation upon a provider of a communications service to take any legal action to enforce the collection of the tax imposed in this section. The tax shall be collected in compliance, as applicable, with the federal Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

~~[6.]~~ 7. Notwithstanding any other provision of law to the contrary, proprietary information submitted under this section shall only be subject to subpoena or lawful court order. Information collected under this section shall only be released or published in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual communications service provider.

~~[7.]~~ 8. Notwithstanding any other provision of law to the contrary, in no event shall any communications service provider, its officers, employees, assigns, agents, vendors, or anyone acting



on behalf of such persons, be liable for any form of civil damages or criminal liability that directly or indirectly results from, or is caused by:

(1) An act or omission in the development, design, installation, operation, maintenance, performance, or provision of service to a public safety answering point or to subscribers that use such service, whether providing such service is required by law or is voluntary; or

(2) The release of subscriber information to any governmental entity under this section unless such act, release of subscriber information, or omission constitutes gross negligence, recklessness, or intentional misconduct.

Nothing in this section is intended to void or otherwise override any contractual obligation pertaining to equipment or services sold to a public safety answering point by a communications service provider. No cause of action shall lie in any court of law against any provider of communications service, commercial mobile service, or other communications-related service, or its officers, employees, assignees, agents, vendors, or anyone acting on behalf of such persons, for providing call location information concerning the user of any such service in an emergency situation to a law enforcement official or agency in order to respond to a call for emergency service by a subscriber, customer, or user of such service or for providing caller location information or doing a ping locate in an emergency situation that involves danger of death or serious physical injury to any person where disclosure of communications relating to the emergency is required without delay, whether such provision of information is required by law or voluntary.

~~[8:]~~ 9. The fee imposed under this section shall not be imposed on customers who pay for service prospectively, including customers of prepaid wireless telecommunications service.

~~[9:]~~ 10. The fee imposed under this section shall not be imposed in conjunction with any tax imposed under section 190.292, 190.305, 190.325, or 190.335. No county or city shall simultaneously impose more than one tax authorized in this section or section 190.292, 190.305, 190.325, or 190.335. No fee imposed under this section shall be imposed on more than one hundred exchange access facilities or their equivalent per person per location. The fee imposed under this section shall not be imposed in conjunction with any tax imposed for central dispatching of emergency services in any home rule city with more than four hundred thousand inhabitants and located in more than one county or any county containing a portion of such city, and such city or counties shall not simultaneously impose more than one tax or fee for central dispatching of emergency services; provided however, if any such county approves the fee authorized under this section, collection of such fee shall be in lieu of any tax authorized for central dispatching of emergency services in the county and any portion of the city within the county.

~~[40:]~~ 11. No county or legally authorized entity shall submit a proposal to the voters of the county under this section or section 190.335 until either:

(1) All providers of emergency telephone service as defined in section 190.300 and public safety answering point operations within the county are consolidated into one public agency as defined in section 190.300 that provides emergency telephone service for the county, or such providers and the public safety answering point have entered into a shared services agreement for such services;

(2) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county are consolidated into one public agency, as defined in section 190.300, that provides emergency telephone service for the county; or

(3) The county emergency services board, as defined in section 190.290, develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county that includes either consolidation or entering into a shared services agreement for such services, which shall be implemented on approval of the fee by

1 the voters.

2 ~~[44.]~~ 12. Any plan developed under subdivision (2) or (3) of subsection ~~[40]~~ 11 of this  
 3 section shall be filed with the Missouri 911 service board under subsection 4 of section 650.330.  
 4 Any plan that is filed under this subsection shall provide for the establishment of a joint emergency  
 5 communications board as described in section 70.260 unless a joint emergency ~~[communication]~~  
 6 communications board or emergency services board for the area in question has been previously  
 7 established. The director of the department of revenue shall not remit any funds as provided under  
 8 this section until the department receives notification from the Missouri 911 service board that the  
 9 county has filed a plan that is ready for implementation. If, after one year following the enactment  
 10 of the fee described in subsection 1 of this section, the county has not complied with the plan that  
 11 the county submitted under subdivision (2) or (3) of subsection ~~[40]~~ 11 of this section, but the  
 12 county has substantially complied with the plan, the Missouri 911 service board may grant the  
 13 county an extension of up to six months to comply with its plan. Not more than one extension may  
 14 be granted to a county. The authority to impose the fee granted to the county in subsection 1 of this  
 15 section shall be null and void if after one year following the enactment of the fee described in  
 16 subsection 1 of this section the county has not complied with the plan and has not been granted an  
 17 extension by the Missouri 911 service board, or if the six-month extension expires and the county  
 18 has not complied with the plan.

19 ~~[42.]~~ 13. Each county that does not have a public agency, as defined in section 190.300, that  
 20 provides emergency telephone service as defined in section 190.300 for the county shall either:

21 (1) Enter into a shared-services agreement for providing emergency telephone services with  
 22 a public agency that provides emergency telephone service, if such an agreement is feasible; or

23 (2) Form with one or more counties an emergency telephone services district in conjunction  
 24 with any county with a public agency that provides emergency telephone service within the county.  
 25 If such a district is formed under this subdivision, the governing body of such district shall be the  
 26 county commissioners of each county within the district, and each county within such district shall  
 27 submit to the voters of the county a proposal to impose the fee under this section.

28 ~~[43.]~~ 14. A county operating joint or shared emergency telephone service, as defined in  
 29 section 190.300, may submit to the voters of the county a proposal to impose the fee to support joint  
 30 operations and further consolidation under this section.

31 ~~[44.]~~ 15. All 911 fees shall be imposed as provided in the Mobile Telecommunications  
 32 Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

33 ~~[45.]~~ 16. Nothing in subsections ~~[40,]~~ 11, 12, ~~[and]~~ 13, and 14 of this section shall apply to  
 34 a county with a charter form of government where all public safety answering points within the  
 35 county utilize a common 911 communication service as implemented by the appropriate local and  
 36 county agencies prior to August 28, 2018.

37 ~~[46.]~~ 17. Any home rule city with more than four hundred thousand inhabitants and located  
 38 in more than one county and any county in which it is located shall establish an agreement regarding  
 39 the allocation of anticipated revenue created upon passage of a ballot proposition submitted to the  
 40 voters as provided for in sections 190.292, 190.305, 190.325, 190.335, and 190.455, as well as  
 41 revenue provided based upon section 190.460 and the divided costs related to regional 911 services.  
 42 The allocation and actual expenses of the regional 911 service shall be determined based upon the  
 43 percentage of residents of each county who also reside in the home rule city. The agreement  
 44 between the counties and the home rule city may either be between the individual counties and the  
 45 home rule city or jointly between all entities. The agreement to divide costs and revenue as required  
 46 in this section shall not take effect until the passage of a ballot proposition as provided for in section  
 47 190.292, 190.305, 190.325, 190.335, or 190.455. The population shall be determined based upon  
 48 the most recent decennial census. This subsection shall not apply to a county of the first  
 49 classification without a charter form of government and with less than five percent of its population

living in any home rule city with more than four hundred thousand inhabitants and located in more than one county.

190.460. 1. As used in this section, the following terms mean:

(1) "Board", the Missouri 911 service board established under section 650.325;

(2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;

(3) "Department", the department of revenue;

(4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;

(5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;

(6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;

(7) "Seller", a person who sells prepaid wireless telecommunications service to another person;

(8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of the amount of each retail transaction ~~[over the minimal amount. However, if a minimal amount of prepaid wireless telecommunications service is sold with a prepaid wireless device for a single nonitemized price, the seller may elect not to apply such service charge to such transaction. For purposes of this subdivision, an amount of service denominated as less than fifteen dollars is minimal].~~ The first fifteen dollars of each retail transaction shall not be subject to the service charge.

(2) When prepaid wireless telecommunications service is sold with one or more products or services for a single, nonitemized price, the prepaid wireless emergency telephone service charge set forth in subdivision (1) of this subsection shall apply to the entire nonitemized price unless the seller elects to apply such service charge in the following way:

(a) If the amount of the prepaid wireless telecommunications service is disclosed to the consumer as a dollar amount, three percent of such dollar amount; or

(b) If the seller can identify the portion of the price that is attributable to the prepaid wireless telecommunications service by reasonable and verifiable standards from the seller's books and records that are kept in the regular course of business for other purposes including, but not limited to non-tax purposes, three percent of such portion;

The first fifteen dollars of each transaction under this subdivision shall not be subject to the service charge.

(3) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

~~[(3)]~~ (4) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business

location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring ~~[in this state under state law]~~ under chapter 144.

~~[(4)]~~ (5) The prepaid wireless emergency telephone service charge is the liability of the consumer and not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller collects or is deemed to collect ~~[if the amount of the charge has not been separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller].~~

~~[(5)]~~ (6) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law. On or after the effective date of the service charge imposed under the provisions of this section, the director of the department of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the service charge, and the director shall collect, in addition to the sales tax for the state of Missouri, all additional service charges imposed in this section. All service charges imposed under this section together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057 shall apply to the collection of any service charges imposed under this section except as modified.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the

1 amount of charges collected in each county. The board shall set a rate between sixty-five and one  
 2 hundred percent of the prepaid wireless emergency telephone service charges deposited in the  
 3 Missouri 911 service trust fund collected in counties with a charter form of government and any city  
 4 not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be  
 5 remitted to each such county or city not within a county in direct proportion to the amount of  
 6 charges collected in each such county or city not within a county. If a county has an elected  
 7 emergency services board, the Missouri 911 service board shall remit the funds to the elected  
 8 emergency services board, except for an emergency services board originally organized under  
 9 section 190.325 operating within a county with a charter form of government and with more than  
 10 two hundred thousand but fewer than three hundred fifty thousand inhabitants, in which case the  
 11 funds shall be remitted to the county's general fund for the purpose of public safety infrastructure.  
 12 The initial percentage rate set by the board for counties with and without a charter form of  
 13 government and any city not within a county shall be set by June thirtieth of each applicable year  
 14 and may be adjusted ~~[after three years, and thereafter the rate may be adjusted every two]~~ annually  
 15 for the first three years, and thereafter the rate may be adjusted every three years; however, at no  
 16 point shall the board set rates that fall below twenty-five percent for counties without a charter form  
 17 of government and sixty-five percent for counties with a charter form of government and any city  
 18 not within a county.

19 (6) Any amounts received by a county or city under subdivision (5) of this subsection shall  
 20 be used only for purposes authorized in sections 190.305, 190.325, and 190.335. Any amounts  
 21 received by any county with a charter form of government and with more than six hundred thousand  
 22 but fewer than seven hundred thousand inhabitants under this section may be used for emergency  
 23 service notification systems.

24 4. (1) A seller that is not a provider shall be entitled to the immunity and liability  
 25 protections under section 190.455, notwithstanding any requirement in state law regarding  
 26 compliance with Federal Communications Commission Order 05-116.

27 (2) A provider shall be entitled to the immunity and liability protections under section  
 28 190.455.

29 (3) In addition to the protection from liability provided in subdivisions (1) and (2) of this  
 30 subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone  
 31 acting on behalf of such persons shall be entitled to the further protection from liability, if any, that  
 32 is provided to providers and sellers of wireless telecommunications service that is not prepaid  
 33 wireless telecommunications service under section 190.455.

34 5. The prepaid wireless emergency telephone service charge imposed by this section shall be  
 35 in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political  
 36 subdivision of this state, or any intergovernmental agency for 911 funding purposes~~[except that~~  
 37 ~~such prepaid wireless emergency telephone service charge shall be charged in lieu of, and not~~  
 38 ~~imposed in addition to, any tax imposed under section 190.292 or 190.335].~~

39 6. The provisions of this section shall become effective unless the governing body of a  
 40 county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote  
 41 prohibiting the charge established under this section from becoming effective in the county or city at  
 42 least forty-five days prior to the effective date of this section. If the governing body does adopt such  
 43 ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be  
 44 collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service  
 45 trust fund that are remitted to the fund under the charge established under this section. The Missouri  
 46 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation  
 47 of the charge established under this section, and the procedures set forth under this subsection for  
 48 prohibiting the charge from becoming effective.

49 7. ~~[This section shall expire on January 1, 2023.]~~ Any county or city that prohibited the

prepaid wireless emergency telephone service charge under the provisions of subsection 6 of this section may take a vote of the governing body and notify the department of revenue of the result of such vote by November 15, 2019, to impose such charge effective January 1, 2020. A vote of at least two-thirds of the governing body is required in order to impose such charge. The department shall notify the board of notices received by December 1, 2019.

190.462. 1. As used in this section, the following terms mean:

(1) "All retail sales subject to sales tax", tangible personal property and services subject to the tax imposed by sections 190.292 or 190.335;

(2) "General retailer", a person making a sale at retail as defined in section 144.010;

(3) "Taxpayer", a person who pays the tax imposed under sections 190.292 or 190.335.

2. (1) If a court of competent jurisdiction issues a declaratory ruling prior to the effective date of this section that the taxes imposed under sections 190.292 or 190.335 are preempted by the provisions of subsection 5 of section 190.460 on all retail sales subject to sales tax in a taxing jurisdiction that did not opt out of the collection of the prepaid wireless emergency telephone service charge:

(a) A seller or general retailer who collected and remitted the tax imposed under sections 190.292 or 190.335 on all retail sales subject to sales tax in a taxing jurisdiction that did not opt out of such tax under the provisions of subsection 6 of section 190.460, shall not be required to refund such taxes to taxpayers; and

(b) This subsection applies to taxes collected between January 1, 2019, and the first day of the calendar month following a declaratory ruling by a court of competent jurisdiction that the taxes imposed under sections 190.292 or 190.335 are preempted by the provisions of subsection 5 of section 190.460 on all retail sales subject to sales tax in taxing jurisdictions that did not opt out of the collection of the prepaid wireless emergency telephone service charge.

(2) If this section goes into effect prior to a court of competent jurisdiction issuing a declaratory ruling, then the provisions of paragraphs (a) and (b) of subdivision (1) of this subsection shall apply from January 1, 2019, until the effective date of this section.

3. (1) If a court of competent jurisdiction issues a declaratory ruling prior to the effective date of this section that the taxes imposed under sections 190.292 or 190.335 are preempted by the provisions of subsection 5 of section 190.460 only on sales of prepaid wireless telecommunications services in a taxing jurisdiction that did not opt out of the collection of the prepaid wireless emergency telephone service charge:

(a) A seller or other retailer who did not collect the tax imposed under sections 190.292 or 190.335 on the retail sale of wireless telecommunications service and wireless devices associated therewith shall not be liable for any assessment or incur any other liability on such uncollected taxes; and

(b) This subsection applies to assessments for the period beginning January 1, 2019, and ending on the first day of the calendar month following a declaratory ruling by a court of competent jurisdiction that the taxes imposed by under sections 190.292 or 190.335 are preempted by the provisions of subsection 5 of section 190.460 only on sales of prepaid wireless telecommunications services in a taxing jurisdiction that did not opt out of the collection of the prepaid wireless emergency telephone service charge.

(2) If this section takes effect prior to a court of competent jurisdiction issuing a declaratory ruling, then the provisions of paragraphs (a) and (b) of subdivision (1) of this subsection shall apply from January 1, 2019, until the effective date of this section.

4. This section shall expire on January 1, 2023."; and

Further amend said bill, Page 78, Section 590.120, Line 46, by inserting after said section and line the following:

1  
2 "650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from  
3 the department of public safety, and the other members shall be selected as follows:

4 (1) One member chosen to represent an association domiciled in this state whose primary  
5 interest relates to municipalities;

6 (2) One member chosen to represent the Missouri 911 Directors Association;

7 (3) One member chosen to represent emergency medical services and physicians;

8 (4) One member chosen to represent an association with a chapter domiciled in this state  
9 whose primary interest relates to a national emergency number;

10 (5) One member chosen to represent an association whose primary interest relates to issues  
11 pertaining to fire chiefs;

12 (6) One member chosen to represent an association with a chapter domiciled in this state  
13 whose primary interest relates to issues pertaining to public safety communications officers;

14 (7) One member chosen to represent an association whose primary interest relates to issues  
15 pertaining to police chiefs;

16 (8) One member chosen to represent an association domiciled in this state whose primary  
17 interest relates to issues pertaining to sheriffs;

18 (9) One member chosen to represent counties of the second, third, and fourth classification;

19 (10) One member chosen to represent counties of the first classification, counties with a  
20 charter form of government, and cities not within a county;

21 (11) One member chosen to represent telecommunications service providers;

22 (12) One member chosen to represent wireless telecommunications service providers;

23 (13) One member chosen to represent voice over internet protocol service providers; and

24 (14) One member chosen to represent the governor's council on disability established under  
25 section 37.735.

26 2. Each of the members of the board shall be appointed by the governor with the advice and  
27 consent of the senate for a term of four years. Members of the committee may serve multiple terms.  
28 No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other  
29 representative serving as a member of the board. Notwithstanding subsection 1 of this section to the  
30 contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of  
31 their terms.

32 3. The board shall meet at least quarterly at a place and time specified by the chairperson of  
33 the board and it shall keep and maintain records of such meetings, as well as the other activities of  
34 the board. Members shall not be compensated but shall receive actual and necessary expenses for  
35 attending meetings of the board.

36 4. The board shall:

37 (1) Organize and adopt standards governing the board's formal and informal procedures;

38 (2) Provide recommendations for primary answering points and secondary answering points  
39 on technical and operational standards for 911 services;

40 (3) Provide recommendations to public agencies concerning model systems to be considered  
41 in preparing a 911 service plan;

42 (4) Provide requested mediation services to political subdivisions involved in jurisdictional  
43 disputes regarding the provision of 911 services, except that the board shall not supersede decision-  
44 making authority of local political subdivisions in regard to 911 services;

45 (5) Provide assistance to the governor and the general assembly regarding 911 services;

46 (6) Review existing and proposed legislation and make recommendations as to changes that  
47 would improve such legislation;

48 (7) Aid and assist in the timely collection and dissemination of information relating to the  
49 use of a universal emergency telephone number;

- 1 (8) Perform other duties as necessary to promote successful development, implementation  
2 and operation of 911 systems across the state, including monitoring federal and industry standards  
3 being developed for next-generation 911 systems;
- 4 (9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911  
5 operations and ensuring compliance with federal grants for 911 funding;
- 6 (10) Elect the chair from its membership;
- 7 (11) Apply for and receive grants from federal, private, and other sources;
- 8 (12) Report to the governor and the general assembly at least every three years on the status  
9 of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and  
10 levels of service;
- 11 (13) Conduct and review an annual survey of public safety answering points in Missouri to  
12 evaluate potential for improved services, coordination, and feasibility of consolidation;
- 13 (14) Make and execute contracts or any other instruments and agreements necessary or  
14 convenient for the exercise of its powers and functions, including for the development and  
15 implementation of an emergency services internet protocol network that can be shared by all public  
16 safety agencies;
- 17 (15) Develop a plan and timeline of target dates for the testing, implementation, and  
18 operation of a next-generation 911 system throughout Missouri. The next-generation 911 system  
19 shall allow for the processing of electronic messages including, but not limited to, electronic  
20 messages containing text, images, video, or data;
- 21 (16) Administer and authorize grants and loans under section 650.335 to those counties and  
22 any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants  
23 and partially located in any county of the third classification without a township form of government  
24 and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can  
25 demonstrate a financial commitment to improving 911 services by providing at least a fifty percent  
26 match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of  
27 grants and loans from the 911 service trust fund shall include:
  - 28 (a) Implementation of 911 services in counties of the state where services do not exist or to  
29 improve existing 911 systems;
  - 30 (b) Promotion of consolidation where appropriate;
  - 31 (c) Mapping and addressing all county locations;
  - 32 (d) Ensuring primary access and texting abilities to 911 services for disabled residents;
  - 33 (e) Implementation of initial emergency medical dispatch services, including prearrival  
34 medical instructions in counties where those services are not offered as of July 1, 2019; and
  - 35 (f) Development and implementation of an emergency services internet protocol network  
36 that can be shared by all public safety agencies;
- 37 (17) Develop an application process including reporting and accountability requirements,  
38 withholding a portion of the grant until completion of a project, and other measures to ensure funds  
39 are used in accordance with the law and purpose of the grant, and conduct audits as deemed  
40 necessary;
- 41 (18) Set the percentage rate of the prepaid wireless emergency telephone service charges to  
42 be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;
- 43 (19) Retain in its records proposed county plans developed under subsection ~~140~~ 11 of  
44 section 190.455 and notify the department of revenue that the county has filed a plan that is ready  
45 for implementation;
- 46 (20) Notify any communications service provider, as defined in section 190.400, that has  
47 voluntarily submitted its contact information when any update is made to the centralized database  
48 established under section 190.475 as a result of a county or city establishing or modifying a tax or  
49 monthly fee no less than ninety days prior to the effective date of the establishment or modification



1 of the tax or monthly fee;

2 (21) Establish criteria for consolidation prioritization of public safety answering points;

3 [and]

4 (22) In coordination with existing public safety answering points, by December 31, 2018,  
5 designate no more than eleven regional 911 coordination centers which shall coordinate statewide  
6 interoperability among public safety answering points within their region through the use of a  
7 statewide 911 emergency services network; and

8 (23) Establish an annual budget; retain records of all revenue and expenditures made; retain  
9 minutes of all meetings and subcommittees; and post records, minutes, and reports on the board's  
10 web page on the department of public safety website.

11 5. The department of public safety shall provide staff assistance to the board as necessary in  
12 order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall  
13 have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

14 6. The board shall promulgate rules and regulations that are reasonable and necessary to  
15 implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475,  
16 and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section  
17 536.010, shall become effective only if it has been promulgated pursuant to the provisions of  
18 chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the  
19 general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and  
20 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
21 rule proposed or adopted after August 28, 2017, shall be invalid and void."; and

22  
23 Further amend said bill, Page 78, Section B, Lines 1-5, by deleting said lines and inserting in lieu  
24 thereof the following:

25  
26 "Section B. Because immediate action is necessary to protect the safety of the citizens of  
27 this state, the repeal and reenactment of sections 190.292, 190.327, 190.335, 190.455, 190.460, and  
28 650.330 of section A of this act and the enactment of sections 190.462 and 569.086 of section A of  
29 this act is deemed necessary for the immediate preservation of the public health, welfare, peace and  
30 safety, and is hereby declared to be an emergency act within the meaning of the constitution, and  
31 sections 190.292, 190.327, 190.335, 190.455, 190.460, and 650.330 of section A of this act and the  
32 enactment of sections 190.462 and 569.086 of section A of this act shall be in full force and effect  
33 upon its passage and approval."; and

34  
35 Further amend said bill by amending the title, enacting clause, and intersectional references  
36 accordingly.