

By: Miles

S.B. No. 2860

A BILL TO BE ENTITLED

AN ACT

relating to the emergency service fee collected by a wireless service provider

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 771.0711, Health and Safety, is amended by amending Subsections (a), (b), and (c) and adding subsections (c-1), (c-2), and (c-3) to read as follows:

(a) To provide for automatic number identification and automatic location identification of wireless 9-1-1 calls and to support the deployment and reliable operation of next generation 9-1-1 service, the commission shall impose on each wireless telecommunications connection a 9-1-1 emergency service fee. A political subdivision may not impose another fee on a wireless service provider or subscriber for 9-1-1 emergency service.

(b) A wireless service provider shall collect the fee in an amount equal to 50 cents a month with an adjustment on January 1 of each odd numbered year of not more than one half of the actual total percentage change in the Consumer Price Index for All Urban Consumers (CPI-U), as published by the Bureau of Labor Statistics of the United States Department of Labor, from the effective date of this subsection for each wireless telecommunications connection from its subscribers and shall pay the money collected to the comptroller not later than the 30th day after the last day of the month during which the fees were collected. The comptroller may

1 establish alternative dates for payment of fees under this section.  
2 The wireless service provider may retain an administrative fee of  
3 one percent of the amount collected. The comptroller shall deposit  
4 the money from the fees to the credit of the 9-1-1 services fee  
5 account. Until deposited to the credit of the 9-1-1 services fee  
6 account as required by Subsection (c), money the comptroller  
7 collects under this subsection remains in a trust fund in the state  
8 treasury.

9 (c) Money collected under Subsection (b) may be used only:

10 (1) for services related to 9-1-1 services, including  
11 automatic number identification and automatic location information  
12 services;

13 (2) to support the deployment and reliable operation  
14 of next generation 9-1-1 service; [7] or

15 (3) as authorized by Section 771.079(c).

16 (c-1) Except as provided by Subsection (c-2), not [Not] later  
17 than the 15th day after the end of the month in which the money is  
18 collected under Subsection (b), the commission shall distribute to  
19 each emergency communication district that does not participate in  
20 the state system a portion of the money that bears the same  
21 proportion to the total amount collected that the population of the  
22 area served by the district bears to the population of the state.

23 (c-2) For each emergency communication district created  
24 under Chapter 772 entitled to a portion of the money distributed  
25 under Subsection (c-1), the commission shall:

26 (1) reduce the portion to which the district is  
27 entitled by an amount equal to three percent of the portion and

1 distribute that amount in equal shares to all the emergency  
2 communication districts created under Chapter 772; and

3 (2) distribute to the district the remainder of the  
4 portion to which the district is entitled under Subsection (c-1)  
5 that is not distributed under Subdivision (1).

6 (c-3) The remaining money collected under Subsection (b)  
7 that is not otherwise distributed under Subsection (c-1) or (c-2)  
8 shall be deposited to the 9-1-1 services fee account.

9 SECTION 2. The changes in law made by this Act apply  
10 beginning with the state fiscal biennium that begins September 1,  
11 2025.

12 SECTION 3. This Act takes effect September 1, 2025.