

AMENDED IN SENATE MAY 27, 2014

AMENDED IN SENATE APRIL 29, 2014

**SENATE BILL**

**No. 1211**

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**Introduced by Senator Padilla**

February 20, 2014

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An act to add Section 53121 to the Government Code, and to amend Section 41030 of the Revenue and Taxation Code, relating to emergency services.

LEGISLATIVE COUNSEL'S DIGEST

SB 1211, as amended, Padilla. Emergency services: Next Generation 911.

Existing law requires the Office of Emergency Services to determine annually, on or before October 1, a surcharge rate that it estimates will produce sufficient revenue to fund the current fiscal year's 911 costs, as specified.

This bill would require the office to develop a plan and timeline of target dates for testing, implementing, and operating a Next Generation 911 emergency communication system, including text to 911 service, throughout California. The bill would require the office, in determining the surcharge rate, to additionally include costs it expects to incur, consistent with the plan and timeline, to plan, test, implement, and operate Next Generation 911 technology and services, including text to 911 service. The bill would require the office, at least one month before determining the surcharge rate, to prepare a summary of the calculation of the proposed surcharge and make it available to the Legislature and the 911 Advisory Board, and on the office's Internet Web site.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 53121 is added to the Government Code,  
2 to read:  
3 53121. (a) The Office of Emergency Services shall develop a  
4 plan and timeline of target dates for the testing, implementation,  
5 and operation of a Next Generation 911 emergency communication  
6 system, including text to 911 service, throughout California.  
7 (b) In order to maximize efficiency and contain costs, the Next  
8 Generation 911 emergency communication system shall  
9 incorporate, where consistent with public safety and technologically  
10 feasible, shared infrastructure and elements of other public safety  
11 and emergency communications networks, including, but not  
12 limited to, all of the following:  
13 (1) Public safety communications identified in the annual plan  
14 required by subdivision (b) of Section 15277.  
15 (2) Local and regional public safety broadband networks  
16 authorized by the federal American Recovery and Reinvestment  
17 Act of 2009 (Public Law 111-5).  
18 (3) Public safety broadband networks authorized by the federal  
19 Middle Class Tax Relief and Job Creation Act of 2012 (Public  
20 Law 112-96).  
21 (4) Public safety radio and communications facilities used for  
22 the purpose of public warnings pursuant to Section 15254.  
23 SEC. 2. Section 41030 of the Revenue and Taxation Code is  
24 amended to read:  
25 41030. (a) The Office of Emergency Services shall determine  
26 annually, on or before October 1, a surcharge rate that it estimates  
27 will produce sufficient revenue to fund the current fiscal year’s  
28 911 costs. The surcharge rate shall be determined by dividing the  
29 costs (including incremental costs) the Office of Emergency  
30 Services estimates for the current fiscal year of 911 ~~plans costs~~  
31 approved pursuant to ~~Section 53115~~ *Article 6 (commencing with*  
32 *Section 53100) of Chapter 1 of Part 1 of Division 2 of Title 5 of*  
33 *the Government Code, less the available balance in the State*  
34 *Emergency Telephone Number Account in the General Fund, by*  
35 *its estimate of the charges for intrastate telephone communications*

1 services and VoIP service to which the surcharge will apply for  
2 the period of January 1 to December 31, inclusive, of the next  
3 succeeding calendar year, but in no event shall such surcharge rate  
4 in any year be greater than three-quarters of 1 percent nor less than  
5 one-half of 1 percent.

6 (b) When determining the surcharge rate, the office shall include  
7 the costs it expects to incur to plan, test, implement, and operate  
8 Next Generation 911 technology and services, including text to  
9 911 service, consistent with the plan and timeline required by  
10 Section 53121 of the Government Code.

11 (c) At least one month before determining the surcharge rate  
12 pursuant to subdivision (a), the office shall prepare a summary of  
13 the calculation of the proposed surcharge and make it available to  
14 the Legislature and the 911 Advisory Board, and on the office's  
15 Internet Web site.

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