

**IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI**

**AN ORDINANCE** imposing a monthly fee in the amount of \$1.00 on each subscriber of any communications service that has been enabled to contact 911, for the purpose of funding 911 service in Jackson County.

**ORDINANCE NO. 5468**, December 7, 2020

**INTRODUCED BY** Jeanie Lauer, Crystal Williams, Theresa Cass Galvin, Dan Tarwater III, Jalen Anderson, Tony Miller, Scott Burnett, Ronald E. Finley, and Charlie Franklin, County Legislators

WHEREAS, by Ordinance 5360, dated June 15, 2020, the Legislature did submit to the qualified voters of the County at the general election held on November 3, 2020, a question authorizing the County to impose a monthly fee not to exceed \$1.00 on each subscriber of any communications service that has been enabled to contact 911, for the purpose of funding 911 service in the County; and,

WHEREAS, such fee is authorized by section 190.455, RSMo; and,

WHEREAS, at said general election, a majority of the qualified voters voted in favor of this question; and,

WHEREAS, it is in the best interests of the health, welfare, and safety of the citizens of the County that the monthly fee authorized by the voters be imposed at the rate of \$1.00 on each subscriber of any communications service that has been enabled to contact 911, for the purposed of funding 911 service in the County; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, as follows:

Section 1. As authorized by the voters of Jackson County at the general election held on November 3, 2020, the imposition of a fee at the rate of one dollar on each subscriber of any communications service that has been enabled to contact 911 is hereby imposed within and for Jackson County, Missouri.

Section 2. The monthly fee authorized in this Ordinance shall be assessed to the subscriber of the communications service, regardless of technology, based upon the number of active telephone numbers, or their functional equivalents or successors, assigned by the provider and capable of simultaneously contacting the public safety answering point; provided that, for multiline telephone systems and for facilities provisioned with capacity greater than a voice-capable grade channel or its equivalent, regardless of technology, the charge shall be assessed on the number of voice-capable grade channels as provisioned by the provider that allow simultaneous contact with the public safety answering point. Only one fee may be assessed per active telephone number, or its functional equivalent or successor, used to provide a communications service. No fee imposed under this Ordinance shall be imposed on more than one hundred voice-grade channels or their equivalent per person per location. 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 Jackson County. The monthly fee authorized in this section shall be limited to one fee per device. The proceeds of this fee shall be deposited in the County's special E-911 System Fund and shall not be

comingled with the general funds of the County, to be expended solely for the purposes set forth herein.

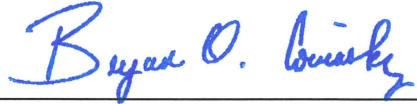
Section 3. Upon the initiation of the collection of the fee authorized by this Ordinance, the collection of any tax authorized in Jackson County pursuant to sections 190.300 *et seq.*, RSMo, shall cease.

Section 4. The Clerk of the Legislature is hereby authorized and directed to promptly notify the Missouri Director of Revenue of the adoption of this Ordinance and of the results of the November 3, 2020 general election regarding the question submitted by Ordinance 5360.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Chief Deputy County Counselor

  
\_\_\_\_\_  
County Counselor

I hereby certify that the attached ordinance, Ordinance No. 5468 introduced on December 7, 2020, was duly passed on December 21, 2020 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

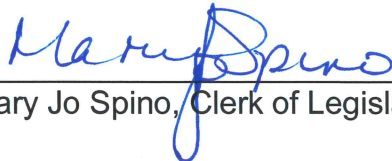
Nays 0

Abstaining 0

Absent 0

This Ordinance is hereby transmitted to the County Executive for his signature.

12.21.2020  
Date

  
\_\_\_\_\_  
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5468.

12/21/2020  
Date

  
\_\_\_\_\_  
Frank White, Jr., County Executive