

## SB77 INTRODUCED



1 SB77  
2 PSJ9TEG-1  
3 By Senator Carnley  
4 RFD: Fiscal Responsibility and Economic Development  
5 First Read: 13-Jan-26



## SYNOPSIS:

Under existing law, termination dates are established for enumerated state agencies. The agencies are periodically reviewed by the Alabama Sunset Committee. After the review process is completed, the committee prepares its recommendation for the agencies to the Legislature in the form of sunset bills which either continue, terminate, or continue with modification each agency reviewed.

This bill would provide for the continuance of the 911 Board until October 1, 2028, with the following change: To alter board members from being appointed subject to confirmation by the Senate to serving upon appointment unless and until rejected by the Senate.

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the Alabama Sunset Law; to continue the existence and functioning of the 911 Board until October 1, 2028, with certain modifications; to amend Sections 11-98-4.1, Code of Alabama 1975, to change board members from being appointed subject to confirmation by the Senate to serving



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upon appointment unless and until rejected by the Senate  
BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Pursuant to the Alabama Sunset Law, the  
Sunset Committee recommends the continuance of the 911 Board  
until October 1, 2028, with additional recommendation for  
statutory change as set out in Section 3.

Section 2. The existence and functioning of the 911  
Board, created and functioning pursuant to Sections 11-98-1 to  
11-98-16, inclusive, Code of Alabama 1975, is continued until  
October 1 2028, and those code sections are expressly  
preserved.

Section 3. Section 11-98-4.1, Code of Alabama 1975, is  
amended to read as follows:

"§11-98-4.1

(a) There is created a statewide 911 Board. The board  
shall be comprised of 13 members. All appointing authorities  
shall coordinate their appointments to assure the board  
membership is inclusive and reflects the racial, gender,  
geographic, urban, rural, and economic diversity of the state.  
The 911 Board shall be created effective July 1, 2012, and  
until the effective date of the statewide 911 charge pursuant  
to Section 11-98-5, with cooperation of the CMRS Board, shall  
plan for the implementation of the statewide 911 charge and  
the distribution of the revenues as provided herein. The  
reasonable administrative expenses incurred by the 911 Board  
prior to the implementation of the statewide 911 charge may be  
deducted from the existing CMRS Fund. Upon the effective date  
of the new statewide 911 charge, the 911 Board shall replace



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and supersede the CMRS Board formerly created pursuant to this chapter, and the CMRS Fund shall be incorporated into, and considered part of, the 911 Fund.

(b) The 13 members of the 911 Board, each of whom shall serve for a term of four years, shall be appointed by the Governor as follows:

(1) Seven members recommended by the Alabama Association of 911 Districts, one from each of the seven congressional districts, with each district representative recommended selected by vote of the Alabama Association of 911 Districts members from that congressional district. The initial appointments shall include the three district representatives on the CMRS Board who shall serve through March 31, 2014, and a member from the first, third, fifth, and seventh congressional districts as provided herein. Following the March 31, 2014, expiration of the terms of the district representatives drawn from the CMRS Board, the Governor shall appoint a member recommended by the Association of 911 Districts from each of the second, fourth, and sixth congressional districts, it being the intent of this section that each of the seven district representatives on the board be from a different congressional district, as such districts exist on May 8, 2012.

(2) Two members recommended by CMRS providers licensed to do business in Alabama.

(3) Two members recommended by incumbent local exchange carriers operating in Alabama, who shall not be from the same local exchange carrier.



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(4) Two members recommended by cable companies that provide interconnected VoIP services in Alabama, who shall not be from the same cable company.

(c) For purposes of the initial board appointments, ~~(1):~~ (i) five members of the board shall be appointed for a four-year term; ~~(2)~~ (ii) four members for a three-year term; ~~(3)~~ (iii) the three members of the CMRS Board who are appointed pursuant to subdivision (b)(1) to terms ending on March 31, 2014; and ~~(4)~~ (iv) the remaining member for a two-year term. Thereafter, board members shall serve staggered terms of four years. In the event of a vacancy, the vacancy shall be filled for the balance of the unexpired term in the same manner as the original appointment. Any vacancy occurring on the 911 Board, whether for an expired or unexpired term, shall be filled by appointment as soon as practicable after the vacancy occurs, whether for an expired or unexpired term.

(d) ~~For all terms expiring after June 1, 2014, the~~ The governmental entities or industry groups identified in subsection (b) shall recommend at least two different individuals for each board position for which they are charged with making a recommendation, with the Governor appointing a member from among ~~such~~ the recommended candidates. ~~For all terms expiring after July 1, 2015, appointments made by the Governor shall be subject to confirmation by the Senate as provided in this subsection. Appointments made at times when the Senate is not in session shall be effective immediately ad interim and shall serve until the Senate acts on the appointment as provided herein. Any appointment made while the~~



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~~Senate is not in session shall be submitted to the Senate not later than the third legislative day following the reconvening of the Legislature. In the event the Senate fails or refuses to act on the appointment, the individual whose name was submitted shall continue to serve until action is taken on the appointment by the Senate.~~

(e) (1) All appointees shall serve their appointed terms unless the Senate elects to consider and then rejects their appointment.

(2) The entire Senate or the Senate Committee on Confirmations may elect to consider an appointment. The rejection of an appointment by the Senate Committee on Confirmations shall be considered a rejection by the entire Senate.

~~(e)~~ (f) The statewide 911 Board shall have the following powers and duties:

(1) To develop and publish a 911 Annual Report. In fulfilling this duty, the 911 Board shall monitor trends in voice communications service technology and in enhanced 911 service technology, investigate, and incorporate Geographical Information Systems (GIS) mapping and other resources into the report, and include recommended strategies for the efficient and effective delivery of enhanced 911 service. In addition, the board shall study the rates charged for 911 services and make adjustments to the rates as provided in this chapter; recommend any statutory changes necessary to ensure the most efficient and effective delivery of 911 services in Alabama over both the long-term and short-term; and provide a copy of



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its 911 Annual Report to members of the boards of the districts in the state through the Alabama Association of 911 Districts.

(2) To administer the 911 Fund and the monthly statewide 911 charge authorized by Section 11-98-5.

(3) To distribute revenue in the 911 Fund in accordance with this chapter.

(4) To establish policies and procedures, adopted in accordance with the Alabama Administrative Procedure Act, to fund advisory services, grants, and training for districts and to provide funds in accordance with these policies and procedures to the extent funds are available.

(5) To make and enter into contracts and agreements necessary or incidental to the performance of its powers and duties under this chapter and to use revenue available to the 911 Board under Section 11-98-5 for administrative expenses to pay its obligations under the contracts and agreements.

(6) To accept gifts, grants, or other money for the 911 Fund.

(7) To undertake its duties in a manner that is competitively and technologically neutral as to all voice communications service providers.

(8) To administer the deployment and operation of a statewide 911 voice and data system that utilizes emerging communication technologies that are capable of connecting to a 911 system and delivering 911 and emergency information to districts. The board shall use its available revenue to pay obligations under the contracts and agreements for a statewide



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169 911 voice and data system.

170 (9) To establish a certification program to train and  
171 certify public safety telecommunicators employed by a primary  
172 PSAP receiving 911 calls, including establishing minimum core  
173 competency topics and minimum number of training hours,  
174 deciding whether a written examination is required, and  
175 establishing any necessary certification requirements, to the  
176 extent funds are available to cover all costs for the training  
177 established by the board. The board may establish rules for  
178 enforcement of those PSAPs that fail to participate in the  
179 certification program. Notwithstanding the foregoing, the  
180 training and certification requirements of this section shall  
181 not apply to any public safety telecommunicator employed by  
182 the state or an agency or department thereof.

183 (10) To adopt rules in accordance with the  
184 Administrative Procedure Act to implement this chapter; to  
185 establish the statewide 911 charge; and, in response to  
186 technological changes, apply, collect, and remit the statewide  
187 911 charge, without duplication, to the active service  
188 connections of other originating service providers that are  
189 technically capable of accessing a 911 system, subject to the  
190 provisions applicable to voice communications service  
191 providers under this chapter.

192 (11) To take other necessary and proper action to  
193 implement this chapter."

194 Section 4. The Legislature concurs in the  
195 recommendations of the Sunset Committee as provided in  
196 Sections 1, 2, and 3.





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197                   Section 5. This act shall become effective June 1,  
198    2026.