

**SB77 INTRODUCED**



1 SB77

2 PSJ9TEG-1

3 By Senator Carnley

4 RFD: Fiscal Responsibility and Economic Development

5 First Read: 13-Jan-26



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4     SYNOPSIS:

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

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

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20                A BILL

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22                TO BE ENTITLED

23                AN ACT

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25                Relating to the Alabama Sunset Law; to continue the  
26    existence and functioning of the 911 Board until October 1,  
27    2028, with certain modifications; to amend Sections 11-98-4.1,  
28    Code of Alabama 1975, to change board members from being  
   appointed subject to confirmation by the Senate to serving

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29 upon appointment unless and until rejected by the Senate

30 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

35         Section 2. The existence and functioning of the 911  
36 Board, created and functioning pursuant to Sections 11-98-1 to  
37 11-98-16, inclusive, Code of Alabama 1975, is continued until  
38 October 1 2028, and those code sections are expressly  
39 preserved.

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

42             "§11-98-4.1

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



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

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

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

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

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



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

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

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



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

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

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

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

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

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

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

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

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

153 (5) To make and enter into contracts and agreements  
154 necessary or incidental to the performance of its powers and  
155 duties under this chapter and to use revenue available to the  
156 911 Board under Section 11-98-5 for administrative expenses to  
157 pay its obligations under the contracts and agreements.

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

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

163 (8) To administer the deployment and operation of a  
164 statewide 911 voice and data system that utilizes emerging  
165 communication technologies that are capable of connecting to a  
166 911 system and delivering 911 and emergency information to  
167 districts. The board shall use its available revenue to pay  
168 obligations under the contracts and agreements for a statewide



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.