

SECOND REGULAR SESSION

# SENATE BILL NO. 1562

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR LEWIS.

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KRISTINA MARTIN, Secretary

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### AN ACT

To amend chapter 630, RSMo, by adding thereto one new section relating to telecommunication charges for crisis services.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 630, RSMo, is amended by adding thereto  
2 one new section, to be known as section 630.230, to read as  
3 follows:

**630.230. 1. As used in this section, the following**

2 **terms mean:**

3 (1) "988", the three-digit number that offers  
4 statewide access to crisis services via call, text, or chat  
5 twenty-four hours per day, seven days per week;

6 (2) "CMRS provider", an entity authorized by the  
7 Federal Communications Commission to provide commercial  
8 mobile radio service within the state;

9 (3) "Commercial mobile radio service" or "CMRS", a  
10 mobile telecommunications service as defined in the federal  
11 Mobile Telecommunications Sourcing Act, 4 U.S.C. Section  
12 124, as amended;

13 (4) "Crisis services", core behavioral health crisis  
14 services including, but not limited to, 988 call, text, or  
15 chat; mobile crisis response services; and behavioral health  
16 crisis center operations and services;

17 (5) "Dealer", a person who sells prepaid CMRS to an  
18 end user;

19 (6) "End user", a person who purchases prepaid CMRS in  
20 a retail transaction;

21 (7) "Open access services", services available for  
22 uninsured or underinsured individuals in need of behavioral  
23 health services;

24 (8) "Place of primary use", the same meaning given to  
25 the term in the federal Mobile Telecommunications Sourcing  
26 Act, 4 U.S.C. Section 124, as amended;

27 (9) "Postpaid CMRS", a commercial mobile radio service  
28 that is not prepaid CMRS;

29 (10) "Prepaid CMRS", a commercial mobile radio service  
30 that allows a caller to dial 988 to access the 988 system  
31 when commercial mobile radio service is required to be paid  
32 for in advance and is sold in predetermined units or dollars  
33 of which the number declines with use in a known amount;

34 (11) "Prepaid wireless charge", the charge that is  
35 required to be collected by a dealer from an end user in the  
36 amount established under subsection 2 of this section;

42           2. (1) Each dealer shall collect a prepaid CMRS  
43 wireless 988 charge of sixty-five cents from the end user  
44 for prepaid wireless telecommunication devices or services  
45 with respect to each retail transaction occurring in the  
46 state.

47 (2) Each CMRS provider and each reseller of CMRS shall  
48 collect a monthly postpaid wireless 988 charge of sixty-five

49 cents per access line from each of its customers whose place  
50 of primary use is within the state. The charge shall be  
51 billed with respect to customers of postpaid CMRS by each  
52 CMRS provider and reseller of CMRS on each CMRS device  
53 capable of two-way interactive voice communication.

54 (3) The amount of the prepaid wireless charge that is  
55 collected by a dealer from an end user, if such amount is  
56 separately stated on an invoice, receipt, or other similar  
57 document provided to the consumer by the seller, shall not  
58 be included in the base for measuring any tax, fee,  
59 surcharge, or other charge that is imposed by this state,  
60 any political subdivision of this state, or any  
61 intergovernmental agency.

62 3. (1) All revenues from taxes and fees imposed under  
63 this section shall be utilized by the department of mental  
64 health for the operation of crisis services and open access  
65 services.

66 (2) All taxes and fees collected under this section  
67 shall be remitted to the director of the department of  
68 revenue. The director of the department of revenue shall  
69 deposit such payments into the 988 crisis continuum fund  
70 established in this section.

71 (3) All service charges imposed under this section  
72 together with all taxes imposed under the sales tax law of  
73 the state of Missouri shall be reported upon such forms and  
74 under such administrative rules and regulations as may be  
75 prescribed by the director of the department of revenue.

76 4. (1) There is hereby created in the state treasury  
77 the "988 Crisis Continuum Fund", which shall consist of  
78 taxes and fees collected under this section as well as any  
79 moneys appropriated to it by the general assembly and any  
80 gifts, grants, donations, or bequests received from federal,

81 private, or other sources. The state treasurer shall be  
82 custodian of the fund. In accordance with sections 30.170  
83 and 30.180, the state treasurer may approve disbursements.  
84 The fund shall be a dedicated fund and, upon appropriation,  
85 moneys in this fund shall be used by the department of  
86 mental health for the purposes set forth in subsection 3 of  
87 this section.

88 (2) Notwithstanding the provisions of section 33.080  
89 to the contrary, any moneys remaining in the fund at the end  
90 of the biennium shall not revert to the credit of the  
91 general revenue fund.

92 (3) The state treasurer shall invest moneys in the  
93 fund in the same manner as other funds are invested. Any  
94 interest and moneys earned on such investments shall be  
95 credited to the fund.

96 5. The director of the department of revenue shall  
97 promulgate all necessary rules and regulations for the  
98 administration of this section. Any rule or portion of a  
99 rule, as that term is defined in section 536.010, that is  
100 created under the authority delegated in this section shall  
101 become effective only if it complies with and is subject to  
102 all of the provisions of chapter 536 and, if applicable,  
103 section 536.028. This section and chapter 536 are  
104 nonseverable and if any of the powers vested with the  
105 general assembly pursuant to chapter 536 to review, to delay  
106 the effective date, or to disapprove and annul a rule are  
107 subsequently held unconstitutional, then the grant of  
108 rulemaking authority and any rule proposed or adopted after  
109 August 28, 2026, shall be invalid and void.

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