

SENATE BILL NO. 1562

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR LEWIS.

6562S.011

KRISTINA MARTIN, Secretary

AN ACT

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

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;

37 (12) "Retail transaction", the purchase of prepaid
38 CMRS from a dealer for any purpose other than resale. If
39 more than one item or article of prepaid CMRS is purchased
40 by an end user, each item or article purchased shall be
41 deemed to be a separate retail transaction.

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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