

801 government to provide public safety communications network services on terms and conditions
 802 it considers to be in the best interest of its members;

803 (8) acquire, by gift, grant, purchase, or by exercise of eminent domain, any real
 804 property or personal property in connection with the acquisition and construction of a public
 805 safety communications network and all related facilities and rights-of-way which it owns,
 806 operates, and maintains;

807 (9) contract with other public agencies, the state, or federal government to provide
 808 public safety communications network services in excess of those required to meet the needs or
 809 requirements of its members and the state and federal government if:

810 (a) it is determined by the board to be necessary to accomplish the purposes and realize
 811 the benefits of this chapter; and

812 (b) any excess is sold to other public agencies, the state, or federal government and is
 813 sold on terms that assure:

814 (i) that the excess services will be used only for the purposes and benefits authorized
 815 by the authority under Section [~~63H-7-102~~] 63H-7a-102; and

816 (ii) that the cost of providing the excess service will be received by the authority;

817 (10) provide and maintain the public safety communications network for all state and
 818 local governmental agencies:

819 (a) within the current authority network for the state and local governmental agencies
 820 that currently subscribe to the authority; and

821 (b) [~~outside of the current authority network for state and local governmental agencies~~
 822 ~~that do not currently subscribe to the authority; and (c)~~] in a manner that:

823 (i) promotes high quality, cost effective services; and

824 (ii) evaluates the benefits, costs, existing facilities and equipment, and services of
 825 public and private providers;

826 (iii) where economically feasible, ~~H~~→ [utilize] utilizes ←~~H~~ existing infrastructure to avoid
 826a duplication of
 827 facilities, equipment, and services of providers of communication services.

828 (11) maintain the current VHF [~~high-band network~~] and 800 MHz radio networks;

829 (12) review, approve, disapprove, or revise recommendations [~~made by the Utah 911~~
 830 ~~Committee~~] regarding the expenditure of funds under Sections 69-2-5.5 and 69-2-5.6 that are
 831 made by:

1018 (ii) an annual plan for the programs funded by the Computer Aided Dispatch Restricted
 1019 Account created in Section 63H-7a-303 and the Unified Statewide 911 Emergency Service
 1020 Account [as provided in this part] created in Section 63H-7a-304;

1021 ~~[(c) administer the program funded by the Computer Aided Dispatch Restricted~~
 1022 ~~Account created in Section 63H-7-310;]~~

1023 ~~[(d) assist as many local entities as possible, at their request, to implement the~~
 1024 ~~recommendations of the committee; and]~~

1025 (c) assist local Utah public safety answering points with the implementation and
 1026 coordination of the 911 Division responsibilities as approved by the executive director and the
 1027 board;

1028 (d) reimburse the state's Automated Geographic Reference Center in the Division of
 1029 Integrated Technology of the Department of Technology Services, an amount equal to 1 cent
 1030 per month levied on telecommunications service under Section 69-2-5.6 to enhance and
 1031 upgrade digital mapping standards for unified statewide 911 emergency service as required by
 1032 the division ~~H→ [:] ; and ←H~~

1033 (e) fulfill all other duties imposed on the [~~committee~~] 911 Division by [~~the Legislature~~
 1034 ~~by this part~~] this chapter.

1035 (2) The [~~committee~~] 911 Division may recommend to the [~~board~~] executive director to
 1036 sell, lease, or otherwise dispose of equipment or personal property purchased, leased, or
 1037 belonging to the [~~board~~] authority that is related to [~~:(a) unified statewide 911 emergency~~
 1038 ~~service; (b) the computer aided dispatch system; or (c) funds expended from the restricted~~
 1039 ~~account created in Sections 69-2-5.5 and 69-2-5.6, the proceeds from which shall return to the~~
 1040 ~~respective restricted accounts.~~

1041 (3) The [~~committee~~] 911 Division may make recommendations to the [~~board~~]
 1042 executive director to own, operate, or enter into contracts for [~~unified statewide 911 emergency~~
 1043 ~~services and a computer aided dispatch system]~~ the use of the funds expended from the
 1044 restricted account created in Section 69-2-5.5.

1045 (4) (a) The [~~committee~~] 911 Division shall review information regarding:

1046 (i) in aggregate, the number of service subscribers by service type in a political
 1047 subdivision;

1048 (ii) [~~911 delivery~~] network costs;

1266 (3) (a) The 911 Advisory Committee members shall annually elect a chair for the
1267 advisory committee by selecting from the members described in Subsections (1)(a) through

1267a ~~H→ [(e)] (c) ←H~~ .

1268 (b) Staff and contracting services to the advisory committee shall be provided by the
1269 [authority] 911 Division.

1270 (c) Funding for staff and contracting services shall be provided with funds approved by
1271 the board from those identified under Section ~~[63H-7-306]~~ 63H-7a-304.

1272 (4) (a) No advisory committee member may receive compensation or benefits for the
1273 member's service on the advisory committee.

1274 (b) A member is not required to give bond for the performance of official duties.

1275 (5) A majority of the advisory committee constitutes a quorum for voting purposes.

1276 (6) An advisory committee member can be removed from the advisory committee by
1277 the board based on rules adopted by the board.

1278 (7) The advisory committee shall:

1279 (a) provide input and guidance to the 911 Division concerning the public safety
1280 communications network;

1281 (b) advise the 911 Division regarding standards related to the public safety
1282 communications network;

1283 (c) review and make recommendations for the 911 Division's strategic plan;

1284 (d) provide information and evaluate industry trends related to the 911 Division's
1285 responsibilities;

1286 (e) advise the 911 Division regarding professional development; and

1287 (f) make recommendations to the 911 Division regarding the development of
1288 cooperative partnerships.

1289 Section 21. Section **63H-7a-401**, which is renumbered from Section 63H-7-308 is
1290 renumbered and amended to read:

1291 **Part 4. Radio Network Division**
1292 ~~[63H-7-308].~~ **63H-7a-401. Radio Network Division.**

1293 (1) This part is known as the "Radio Network Division."

1294 ~~[(1)]~~ (2) There is created within the authority the Radio Network Division.

1295 ~~[(2) The technical operations manager of the Radio Network Division shall be~~
1296 ~~appointed by the executive director with the approval of the board.]~~

1297 ~~[(3) The Radio Network Division shall provide technical staff and support to the~~
 1298 ~~authority.]~~

1299 Section 22. Section **63H-7a-402** is enacted to read:

1300 **63H-7a-402. Radio Network Division duties.**

1301 (1) The Radio Network Division shall:

1302 (a) provide and maintain the public safety communications network for state and local
 1303 government agencies within the authority network, including the existing VHF and 800 MHz
 1304 networks, in a manner that:

1305 (i) promotes high quality, cost effective service; ~~H→~~ [and] ~~←H~~

1306 (ii) evaluates the benefits, cost, existing facilities, equipment, and services of public
 1307 and private providers; ~~H→~~ and

1307a (iii) where economically feasible, utilizes existing infrastructure to avoid duplication of
 1307b facilities, equipment, and services of providers of communication services; ~~←H~~

1308 (b) prepare and submit to the executive director for approval by the board:

1309 (i) an annual budget for the Radio Network Division; and

1310 (ii) an annual plan for the program funded by the Utah Statewide Radio System

1311 Restricted Account created in Section 63H-7a-403;

1312 (c) ~~H→~~ conduct bi-monthly meetings:

1312a (i) including:

1312b (A) if retained, a consultant assisting with the design and development of a public safety
 1312c radio network;

1312d (B) all private and public vendors; and

1312e (C) all public safety radio users;

1312f (ii) for the purpose of discussing public safety radio network emerging technologies;

1312g and

1312h (ii) for which minutes shall be made available to the public;

1312i (d) ~~←H~~ recommend to the executive director administrative rules for approval by the board

1313 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to administer

1314 the program funded by the restricted account created in Section 63H-7a-403, including rules

1315 that establish the criteria, standards, technology, equipment, and services that will qualify for

1316 goods or services that are funded from the restricted accounts; and

1317 ~~H→~~ [~~d~~] (e) ~~←H~~ fulfill other duties assigned to the Radio Network Division under this
 1317a chapter.

1318 (2) The Radio Network Division may:

1359 another account.

1360 (3) (a) Subject to appropriation, the Administrative Services Division, created in
1361 Section 63H-7a-601 may charge the administrative costs incurred in discharging the
1362 responsibilities imposed by this section.

1363 (b) Subject to an annual legislative appropriation from the restricted account to the
1364 Administrative Services Division, the Administrative Services Division shall disburse the
1365 money in the fund, based on the authorization of the board and the Radio Network Division
1366 under Subsection 63H-7a-402(1)(c).

1367 Section 24. Section **63H-7a-404** is enacted to read:

1368 **63H-7a-404. Radio Network Division -- Restricted Account -- Duties.**

1369 (1) The Radio Network Division shall:

1370 (a) (i) administer the development, installation, implementation, and maintenance of
1371 the Utah Statewide Public Safety Communications network system for the authority;

1372 (ii) spend up to \$1,500,000 of the one-time appropriation in fiscal year 2015-16 for a
1373 study, the scope of which shall be determined by the board based on the advice of the Radio
1374 Network Division ~~H→~~, the 911 Division, ~~←H~~ and the executive director, to complete a detailed
1374a design and planning

1375 proposal for the upgrade and expansion of all phases of the ~~H→~~ [statewide radio system] public
1375a safety communications ~~←H~~ network,
1376 which shall include at least:

1377 (A) the system design for the state backbone and the implications of local coverage;

1378 (B) whether other public safety communications networks can be integrated with the
1379 state backbone;

1380 (C) estimates of the full cost of completing the state backbone to specified standards,
1381 local sub systems, and the potential advantages of using a request for proposal approach to
1382 solicit private and public sector participation in the project;

1383 (D) a financial analysis estimating funds necessary to cover debt service of revenue
1384 bonds issued to finance the cost of completing the statewide radio system upgrade and
1385 expansion; and

1386 (E) a review of the project governance and implementation; and

1387 (iii) spend the remainder of the one-time appropriation in the 2015-16 fiscal year:

1388 (A) for exigent circumstances related to the public safety communications network;

1389 (B) to purchase dispatch radio consoles; and

1514 and technologies;

1515 (5) evaluate current technologies and determine if they are meeting the needs of agency
1516 personnel in respective service areas;

1517 (6) create and maintain procedures for requesting interoperability channels; and

1518 (7) act as the FirstNet single point of contact for the authority.

1519 Section 29. Section **63H-7a-504** is enacted to read:

1520 **63H-7a-504. Interoperability advisory committees.**

1521 (1) (a) The Interoperability Division may request the board to establish one or more
1522 temporary advisory committees in accordance with this section.

1523 (b) If approved by the board under Subsection (1)(a), the board may appoint any
1524 combination of the following as members of the advisory committee:

1525 (i) local government officials;

1526 (ii) consumers;

1527 (iii) 911 public safety answering point personnel;

1528 (iv) law enforcement personnel;

1529 (v) firefighting personnel;

1530 (vi) emergency medical services personnel;

1531 (vii) emergency management personnel;

1532 (viii) information technology personnel and radio technicians; and

1533 (ix) other representatives selected by the board.

1534 (c) A member appointed to an advisory committee:

1535 (i) shall not receive compensation or benefits for the member's service on the advisory
1536 committee;

1537 (ii) is not required to give bond for the performance of official duties; and

1538 (iii) can be removed from the advisory committee by the board based on rules adopted
1539 by the board.

1540 (2) (a) The Interoperability Advisory Committee shall annually elect a chair for the
1541 advisory committee by selecting from the members described in Subsection (1)(b)(i) through

1542 ~~H→~~ ~~(vii)~~ (viii) ~~←H~~ .

1543 (b) Staff and contracting services to the advisory committee shall be provided by the
1544 Interoperability Division.

1855 (2) (a) Each member may, at any time, withdraw as a member of the authority by
 1856 delivering to the board a written notice of withdrawal which has been approved by the
 1857 governing body of the member, except that a member may not withdraw from the authority at
 1858 any time during which it has an outstanding payment obligation to the authority as a result of
 1859 having entered into a service contract, lease, or other financial obligation.

1860 (b) Except as provided in Subsection (2)(a), the board shall delete the petitioning
 1861 member from the membership of the authority as of the date of the board's receipt of the
 1862 member's notice of withdrawal. The board may not include a member who has given notice of
 1863 withdrawal in any future obligation of the authority.

1864 Section 43. Section **63H-7a-803**, which is renumbered from Section 63H-7-503 is
 1865 renumbered and amended to read:

1866 ~~[63H-7-503].~~ **63H-7a-803. Relation to certain acts -- Participation in Risk**
 1867 **Management Fund.**

1868 (1) The Utah Communications Authority is exempt from:

1869 (a) Title 63J, Chapter 1, Budgetary Procedures Act;

1870 (b) Title 63A, Utah Administrative Services Code, except as provided in Section
 1871 63A-4-205.5;

1872 (c) Title 63G, Chapter 6a, Utah Procurement Code ~~H→~~ , **however, the authority shall**
 1872a **adopt and follow an open and transparent purchasing policy which shall be published on the**
 1872b **authority website ←H** ;

1873 (d) Title 63G, Chapter 4, Administrative Procedures Act; and

1874 (e) Title 67, Chapter 19, Utah State Personnel Management Act.

1875 (2) The board shall adopt budgetary procedures, accounting, procurement, and
 1876 personnel policies substantially similar to those from which they have been exempted in
 1877 Subsection (1).

1878 (3) Subject to the requirements of Subsection 63E-1-304(2), the administration may
 1879 participate in coverage under the Risk Management Fund created by Section 63A-4-201.

1880 Section 44. Section **63H-7a-804**, which is renumbered from Section 63H-7-504 is
 1881 renumbered and amended to read:

1882 ~~[63H-7-504].~~ **63H-7a-804. Annual report to governor and Legislature --**
 1883 **Contents -- Audit by state auditor -- Reimbursement for costs.**

1884 (1) The authority shall, following the close of each fiscal year, submit an annual report
 1885 of its activities for the preceding year to the governor and the Legislature. Each report shall set