

**Effective 7/1/2015**

**Part 3  
911 Division**

**63H-7a-301 911 Division.**

- (1) This part is known as the "911 Division."
- (2) There is created within the authority the 911 Division.
- (3) The 911 Division shall have the duties and powers described in this chapter.

Renumbered and Amended by Chapter 411, 2015 General Session

**63H-7a-302 911 Division duties and powers.**

- (1) The 911 Division shall:
  - (a) in conjunction with the PSAP advisory committee, develop and report to the director minimum standards and best practices:
    - (i) for public safety answering points in the state, including minimum technical, administrative, fiscal, network, and operational standards for public safety answering points and dispatch centers; and
    - (ii) that will result in rapid, efficient, and interoperable 911 services throughout the state;
  - (b) annually prepare and publish a report of how well PSAPs statewide are complying with the standards and best practices developed under Subsection (1)(a);
  - (c) investigate and report to the director on emerging technology;
  - (d) monitor and coordinate the implementation of the unified statewide 911 emergency services network;
  - (e) investigate and recommend to the director mapping systems and technology necessary to implement the unified statewide 911 emergency services network;
  - (f) prepare and submit to the executive director for approval by the board:
    - (i) an annual budget for the 911 Division;
    - (ii) an annual plan for the projects funded by the Computer Aided Dispatch Restricted Account created in Section 63H-7a-303 and the 911 account; and
    - (iii) information required by the director to contribute to the strategic plan described in Section 63H-7a-206;
  - (g) assist public safety answering points implementing and coordinating the unified statewide 911 emergency services network; and
  - (h) coordinate the development of an interoperable computer aided dispatch platform:
    - (i) for public safety answering points; and
    - (ii) where needed, to assist public safety answering points with the creation or integration of the interoperable computer aided dispatch system.
- (2) The 911 Division may recommend to the executive director to sell, lease, or otherwise dispose of equipment or personal property purchased, leased, or belonging to the authority that is related to funds expended from the Computer Aided Dispatch Restricted Account created in Section 63H-7a-303 or the 911 account, the proceeds from which shall return to the respective restricted accounts.
- (3) The 911 Division may make recommendations to the executive director for the use of the funds expended from the Computer Aided Dispatch Restricted Account created in Section 63H-7a-303.
- (4)

- (a) The 911 Division shall review information regarding:
  - (i) in aggregate, the number of service subscribers by service type in a political subdivision;
  - (ii) network costs;
  - (iii) public safety answering point costs;
  - (iv) system engineering information; and
  - (v) connectivity between public safety answering point computer aided dispatch systems.
- (b) In accordance with Subsection (4)(a) the 911 Division may request:
  - (i) information as described in Subsection (4)(a)(i) from the State Tax Commission; and
  - (ii) information from public safety answering points related to the computer aided dispatch system.
- (c) The information requested by and provided to the 911 Division under Subsection (4) is a protected record in accordance with Section 63G-2-305.
- (5) The 911 Division shall recommend to the executive director, for approval by the board, rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to administer the Computer Aided Dispatch Restricted Account created in Section 63H-7a-303, including rules that establish the criteria, standards, technology, and equipment that a public safety answering point is required to adopt in order to qualify as a recipient of goods or services that are funded from the restricted account.
- (6) The board may authorize the 911 Division to employ an outside consultant to study and advise the division on matters related to the 911 Division duties regarding the public safety communications network.
- (7) The 911 Division shall administer the program funded by the 911 account in accordance with Sections 63H-7a-304 and 63H-7a-304.5.
- (8) This section does not expand the authority of the State Tax Commission to request additional information from a telecommunication service provider.

Amended by Chapter 368, 2020 General Session

**63H-7a-303 Computer Aided Dispatch Restricted Account -- Creation -- Administration -- Permitted uses.**

- (1) There is created a restricted account within the General Fund known as the "Computer Aided Dispatch Restricted Account," consisting of money appropriated or otherwise made available by the Legislature.
- (2) Subject to this Subsection (2) and appropriations by the Legislature, the authority may expend funds in the Computer Aided Dispatch Restricted Account for the following purposes:
  - (a) enhancing public safety as provided in this chapter; and
  - (b) creating a shared computer aided dispatch system including:
    - (i) an interoperable computer aided dispatch platform that will be selected, shared, or hosted on a statewide or regional basis;
    - (ii) an interoperable computer aided dispatch platform selected by a county of the first class, when:
      - (A) authorized through an interlocal agreement between the county's two primary public safety answering points; and
      - (B) the county's computer aided dispatch platform is capable of interfacing with the platform described in Subsection (2)(b)(i); and
    - (iii) a statewide computer aided dispatch system data sharing platform to provide interoperability of systems.

- (3) Subject to an appropriation by the Legislature and approval by the board, the Administrative Services Division may expend funds from the Computer Aided Dispatch Restricted Account to cover the Administrative Services Division's administrative costs related to the Computer Aided Dispatch Restricted Account.
- (4) On July 1, 2024, all funds in the Computer Aided Dispatch Restricted Account shall automatically transfer to the 911 account.

Amended by Chapter 368, 2020 General Session

**63H-7a-304 Unified Statewide 911 Emergency Service Account -- Creation -- Administration -- Permitted uses.**

- (1) There is created a restricted account within the General Fund known as the "Unified Statewide 911 Emergency Service Account," consisting of:
  - (a) proceeds from the fee imposed in Section 69-2-403;
  - (b) money appropriated or otherwise made available by the Legislature; and
  - (c) contributions of money, property, or equipment from federal agencies, political subdivisions of the state, persons, or corporations.
- (2)
  - (a) Except as provided in Subsection (4) and subject to Subsection (3) and appropriations by the Legislature, the authority shall disburse funds in the 911 account for the purpose of enhancing and maintaining the statewide public safety communications network and 911 call processing equipment in order to rapidly, efficiently, effectively, and with greater interoperability deliver 911 services in the state.
  - (b) In expending funds in the 911 account, the authority shall give a higher priority to an expenditure that:
    - (i) best promotes statewide public safety;
    - (ii) best promotes interoperability;
    - (iii) impacts the largest service territory;
    - (iv) impacts a densely populated area; or
    - (v) impacts an underserved area.
  - (c) The authority shall expend funds in the 911 account in accordance with the authority strategic plan described in Section 63H-7a-206.
  - (d) The authority may not expend funds from the 911 account collected through the 911 emergency service charge imposed in Section 69-2-403 on behalf of a PSAP that chooses not to participate in the:
    - (i) public safety communications network; and
    - (ii) the 911 emergency service defined in Section 69-2-102.
  - (e) The authority may not expend funds from the 911 account collected through the prepaid wireless 911 service charge revenue distributed in Subsections 69-2-405(9)(a)(iii) and 69-2-405(9)(b)(iii) on behalf of a PSAP that chooses not to participate in the:
    - (i) public safety communications network; and
    - (ii) 911 emergency service defined in Section 69-2-102.
  - (f) The executive director shall recommend to the board expenditures for the authority to make from the 911 account in accordance with this Subsection (2).
- (3) Subject to an appropriation by the Legislature and approval by the board, the Administrative Services Division may use funds in the 911 account to cover the Administrative Services Division's administrative costs related to the 911 account.
- (4)

- (a) The authority shall reimburse from the 911 account to the Utah Geospatial Resource Center created in Section 63A-16-505 an amount equal to up to 1 cent of each unified statewide 911 emergency service charge deposited into the 911 account under Section 69-2-403.
- (b) The Utah Geospatial Resource Center shall use the funds reimbursed to the Utah Geospatial Resource Center under Subsection (4)(a) to:
  - (i) enhance and upgrade digital mapping standards; and
  - (ii) maintain a statewide geospatial database for unified statewide 911 emergency service.

Amended by Chapter 435, 2022 General Session

**63H-7a-304.5 Distributions from 911 account to qualifying PSAPs.**

(1) As used in this section:

- (a) "Certified statement" means a statement signed by a PSAP's director or other authorized administrator certifying the PSAP's compliance with the requirements of Subsection (2)(a).
- (b) "Fiscal year" means the period from July 1 of one year to June 30 of the following year.
- (c) "Proportionate share" means a percentage derived by dividing a PSAP's average 911 call volume, as reported to the State Tax Commission under Section 69-2-302, for the preceding three years by the total of the average 911 call volume for the same three-year period for all PSAPs that have submitted a certified statement seeking a distribution of the applicable remaining funds.
- (d) "Qualifying PSAP" means a PSAP that:
  - (i) meets the requirements of Subsection (2)(a) for the period for which remaining funds are sought; and
  - (ii) submits a timely certified statement to the authority.
- (e) "Remaining funds" means the money remaining in the 911 account after deducting:
  - (i) disbursements under Subsections 63H-7a-304(2)(a), (3), and (4);
  - (ii) authority expenditures or disbursements in accordance with the authority's strategic plan, including expenditures or disbursements to pay for:
    - (A) implementing, maintaining, or upgrading the public safety communications network or statewide 911 phone system; and
    - (B) authority overhead for managing the 911 portion of the public safety communications network; and
  - (iii) money that the board determines should remain in the 911 account for future use.
- (f) "Required transfer rate" means:
  - (i) a transfer rate of no more than 2%; or
  - (ii) for a PSAP with a transfer rate for the fiscal year ending June 30, 2020, that is greater than 2%, and until June 30, 2023, the transfer rate that meets the requirement for the applicable period under Subsection 69-2-204(3)(a), (b), or (c).
- (g) "Transfer rate" means the same as that term is defined in Section 69-2-204.

(2)

- (a) To qualify for a proportionate share of remaining funds, a PSAP shall, for the period for which remaining funds are sought:
  - (i) have answered:
    - (A) 90% of all 911 calls arriving at the PSAP within 15 seconds; and
    - (B) 95% of all 911 calls arriving at the PSAP within 20 seconds;
  - (ii) have adopted and be using the statewide CAD-to-CAD call handling and 911 call transfer protocol adopted by the board under Subsection 63H-7a-204(17);
  - (iii) have participated in the authority's annual interoperability exercise;

- (iv) have complied with the required transfer rate; and
- (v) be designated as an emergency medical service dispatch center according to Section 26B-4-117.
- (b) A PSAP that seeks a proportionate share of remaining funds shall submit a certified statement to the authority no later than July 31 following the end of the fiscal year for which remaining funds are sought.
- (c) Notwithstanding Subsection (2)(a):
  - (i) a qualifying PSAP in a county with multiple PSAPs does not qualify for a proportionate share of remaining funds for a period beginning after June 30, 2023, unless every PSAP in that county is a qualifying PSAP; and
  - (ii) a PSAP described in Subsection 69-2-203(5) does not qualify for remaining funds.
- (3)
  - (a) Subject to Subsection (3)(b), for PSAPs that have become qualifying PSAPs for the previous fiscal year the authority shall distribute to each qualifying PSAP that PSAP's proportionate share of the remaining funds.
  - (b) The authority may not distribute more than 20% of remaining funds to any single PSAP.
- (4) All money that a PSAP receives under this section is subject to Section 69-2-301.

Amended by Chapter 507, 2023 General Session