

Effective 7/1/2015

63H-7a-202 Powers of the Authority.

The authority shall have the power to:

- (1) sue and be sued in its own name;
- (2) have an official seal and power to alter that seal at will;
- (3) make and execute contracts and all other instruments necessary or convenient for the performance of its duties and the exercise of its powers and functions under this chapter, including contracts with private companies licensed under Title 26, Chapter 8a, Utah Emergency Medical Services System Act;
- (4) own, acquire, design, construct, operate, maintain, repair , and dispose of any portion of a public safety communications network utilizing technology that is fiscally prudent, upgradable, technologically advanced, redundant, and secure;
- (5) borrow money and incur indebtedness;
- (6) issue bonds as provided in this chapter;
- (7) enter into agreements with public agencies, private entities, the state, and federal government to provide public safety communications network services on terms and conditions it considers to be in the best interest of its members;
- (8) acquire, by gift, grant, purchase, or by exercise of eminent domain, any real property or personal property in connection with the acquisition and construction of a public safety communications network and all related facilities and rights-of-way which it owns, operates, and maintains;
- (9) contract with other public agencies, the state, or federal government to provide public safety communications network services in excess of those required to meet the needs or requirements of its members and the state and federal government if:
 - (a) it is determined by the board to be necessary to accomplish the purposes and realize the benefits of this chapter; and
 - (b) any excess is sold to other public agencies, the state, or federal government and is sold on terms that assure:
 - (i) that the excess services will be used only for the purposes and benefits authorized by the authority under Section 63H-7a-102; and
 - (ii) that the cost of providing the excess service will be received by the authority;
- (10) provide and maintain the public safety communications network for all state and local governmental agencies:
 - (a) within the current authority network for the state and local governmental agencies that currently subscribe to the authority; and
 - (b) in a manner that:
 - (i) promotes high quality, cost effective services; and
 - (ii) evaluates the benefits, costs, existing facilities and equipment, and services of public and private providers;
 - (iii) where economically feasible, utilizes existing infrastructure to avoid duplication of facilities, equipment, and services of providers of communication services.
- (11) maintain the current VHF and 800 MHz radio networks;
- (12) review, approve, disapprove, or revise recommendations regarding the expenditure of funds under Sections 69-2-5.5 and 69-2-5.6 that are made by:
 - (a) the 911 Division;
 - (b) the Radio Network Division; and
 - (c) the Interoperability Division; and
- (13) perform all other duties authorized by this chapter.

Renumbered and Amended by Chapter 411, 2015 General Session