

WIRELESS CALL LOCATION INFORMATION

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mark A. Wheatley

Senate Sponsor: Gene Davis

LONG TITLE

General Description:

This bill modifies Department of Public Safety provisions regarding emergency location of calls.

Highlighted Provisions:

This bill:

- ▶ provides that mobile telecommunications services shall provide call location information to law enforcement agencies and public safety communications centers in cases of emergency;
 - ▶ authorizes the mobile telecommunications services to establish request procedures;
- and
- ▶ provides that a mobile telecommunications service is not civilly liable for providing information in good faith.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53-10-104.5, Utah Code Annotated 1953



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **53-10-104.5** is enacted to read:

30 **53-10-104.5. Wireless service -- Call location in emergencies.**

31 (1) As used in this section:

32 (a) "Call location information" means the best available location information, including
 33 information obtained by use of historical cellular site information or a mobile locator tool.

34 (b) "Law enforcement agency" or "agency" has the same definition as in Section
 35 53-1-102.

36 (c) "Mobile telecommunications service" has the same definition as in Section 54-8b-2.

37 (d) "Telecommunication device" has the same definition as in Section 76-6-409.5.

38 (2) A mobile telecommunications service shall provide call location information
 39 regarding a telecommunication device user ~~§~~→ **whom a law enforcement agency has reason to**
 39a **believe is in need of services under Subsection (2)(a) or (b),** ←~~§~~ upon the request of a law
 39b enforcement agency or a

40 public safety communications center if the agency or center determines the location
 41 information is necessary in order to respond to:

42 (a) a call for emergency ~~§~~→ **response** ←~~§~~ services; or

43 (b) an emergency situation that involves the ~~§~~→ **imminent** ←~~§~~ risk of death or serious
 43a bodily injury as
 44 defined in Section 76-1-601.

45 (3) The mobile telecommunications service may establish procedures for its voluntary
 46 response to a request for location under Subsection (2).

47 (4) A mobile telecommunications service that, acting in good faith, provides
 48 information as requested under Subsection (2) may not be held civilly liable for providing the
 49 information.

50 (5) (a) The division shall obtain contact information from all mobile
 51 ~~§~~→ **[telecommunications] telecommunication service providers** ←~~§~~ that provide services in this
 51a state to facilitate communicating location
 52 requests under Subsection (2).

53 (b) The division shall provide the contact information to all public safety
 54 communications centers in the state and shall provide updates to the contact information.

Legislative Review Note
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Office of Legislative Research and General Counsel