

SB0237S02 compared with SB0237S01

~~{deleted text}~~ shows text that was in SB0237S01 but was deleted in SB0237S02.

inserted text shows text that was not in SB0237S01 but was inserted into SB0237S02.

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~~{Senator Wayne A}~~Representative Brad L. ~~{Harper}~~Dee proposes the following substitute bill:

PUBLIC SAFETY AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Wayne A. Harper

House Sponsor: ~~{~~ Brad L. Dee }

LONG TITLE

General Description:

This bill amends provisions of the Utah Communications Authority Act.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ authorizes the Utah Communications Authority Board to commission a performance audit and study of the state's 911 emergency response system within the public safety communications network, which study shall include:
 - determining potential cost savings that may be achieved by the functional consolidation of public safety answering points; and
 - creating a strategic plan for the state's 911 emergency response system;

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- ▶ limits the use of expenditures from the Unified Statewide 911 Emergency Service Account during the study; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

~~{ None }~~ This bill provides a coordination clause.

Utah Code Sections Affected:

AMENDS:

63H-7-103, as renumbered and amended by Laws of Utah 2014, Chapter 320

ENACTS:

63H-7-206, Utah Code Annotated 1953

Utah Code Sections Affected by Coordination Clause:

63H-7-206, Utah Code Annotated 1953

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

Section 1. Section **63H-7-103** is amended to read:

63H-7-103. Definitions.

As used in this chapter:

(1) "Authority" means the Utah Communications Authority, an independent state agency created in Section 67H-7-201.

(2) "Board" means the Utah Communications Authority Board created in Section 67H-7-203.

(3) "Bonds" means bonds, notes, certificates, debentures, contracts, lease purchase agreements, or other evidences of indebtedness or borrowing issued or incurred by the authority pursuant to this chapter.

~~(4)~~ (4) "FirstNet" means the First Responder Network Authority created by Congress in the Middle Class Tax Relief and Job Creation Act of 2012.

~~(5)~~ (5) "Lease" means any lease, lease purchase, sublease, operating, management, or similar agreement.

~~(6)~~ (6) "Local entity" means a county, city, town, local district, special service

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district, or interlocal entity created under Title 11, Chapter 13, Interlocal Cooperation Act.

~~[(8)]~~ (7) "Member" means a public agency which:

- (a) adopts a membership resolution to be included within the authority; and
- (b) submits an originally executed copy of an authorizing resolution to the authority's office.

~~[(9)]~~ (8) "Member representative" means a person or that person's designee appointed by the governing body of each member.

~~[(10)]~~ (9) "Public agency" means any political subdivision of the state, including cities, towns, counties, school districts, local districts, and special service districts, dispatched by a public safety answering point.

~~[(11)]~~ (10) "Public safety answering point" or "PSAP" means an organization, entity, or combination of entities ~~[which]~~ that have joined together to form a central answering point for the receipt, management, and dissemination to the proper responding agency, of emergency and nonemergency communications, including 911 communications, police, fire, emergency medical, transportation, parks, wildlife, corrections, and any other governmental communications.

~~[(4)]~~ (11) "Public safety communications network" means:

- (a) a regional or statewide public safety governmental communications network and related facilities, including real property, improvements, and equipment necessary for the acquisition, construction, and operation of the services and facilities; and
- (b) 911 emergency services, including radio communications, microwave connectivity, FirstNet coordination, and computer aided dispatch system.

(12) "State" means the state of Utah.

(13) "State representative" means the six appointees of the governor or their designees and the Utah state treasurer or his designee.

Section 2. Section **63H-7-206** is enacted to read:

63H-7-206. Functional consolidation of PSAPs study.

(1) As used in this section:

(a) "Functional consolidation" means the process of ensuring that disparate public safety answering points and public safety dispatching centers work together in an efficient and effective way.

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(b) "PSAP operator":

(i) means a public agency that operates a PSAP; and

(ii) does not include an institution of higher education, a school district, or an airport authority that operates a PSAP.

(2) Beginning on or after July 1, 2015, the board shall commission and oversee a performance audit and study of the state's 911 emergency response system and related elements of the public safety communications network, which shall include:

(a) a review of statutory provisions and efforts of the Utah 911 Committee, the 911 program manager, and the Office of the Statewide Interoperability Coordinator regarding the assessment, planning, rules, technology review, and standardization of the state's 911 emergency response system and related elements of the public safety communications network;

(b) working with state and local stakeholders to determine potential cost savings and increases in quality and efficiency that may be achieved by the functional consolidation of PSAPs and dispatch centers throughout the state, including recommendations regarding:

(i) an efficient and effective public safety communications management structure to ensure that high quality 911 emergency services are available to the state's citizens;

(ii) common standard operating procedures that ensure the least amount of call processing time;

(iii) efficient methods to transfer calls between PSAPs and from a PSAP to a first responder, regardless of jurisdiction;

(iv) uniformity of equipment and software protocols to accomplish seamless functionality between computer aided dispatch systems;

(v) interoperable telephonic and radio systems to ensure coordination between jurisdictions; and

(vi) how unnecessary duplication of services may be reduced or eliminated;

(c) making recommendations for inclusion in the strategic plan for the state's 911 emergency response system and related elements of the public safety communications network, which recommendations may include:

(i) how PSAPs may benefit from functional consolidation;

(ii) how PSAPs within designated regions may accept calls and provide emergency communication services for first responders using interoperable equipment, software,

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protocols, and standard operating procedures; and

(iii) how PSAPs, regardless of physical location, may operate on interoperable, shared, or hosted technology platforms and with common policies to reduce the need to transfer calls between PSAPs;

(d) describing and recommending potential solutions to the biggest impediments to functional consolidation of PSAPs; and

(e) making recommendations regarding necessary personnel and associated job duties within the Utah Communications Authority.

(3) On or before July 1, 2016, the performance audit and study described in Subsection (2) shall be completed and submitted by the board in writing to the Law Enforcement and Criminal Justice Interim Committee and the Retirement and Independent Entities Interim Committee.

(4) (a) Money from the Unified Statewide 911 Emergency Service Account created in Section 63H-7-304 may not be used to fund a new local PSAP, call taking, or dispatching project before the completion of the performance audit and study described in Subsection (2), unless the board determines that an exigent circumstance requires the allocation of funds.

(b) Money from the Unified Statewide 911 Emergency Service Account may be used to fund ongoing maintenance of existing equipment and projects approved before July 1, 2015.

(5) After July 1, 2016, money spent from the Unified Statewide 911 Emergency Service Account created in Section 63H-7-304 for projects, including state and local PSAP and dispatching projects, shall be made after consideration of the:

(a) recommendations of the performance audit and study described in Subsection (2);
and

(b) strategic plan for the state's network 911 emergency response system and related elements of the public safety communications network described in Subsection (2)(c).

Section 3. Coordinating S.B. 237 with H.B. 343 -- Substantive and technical amendments.

If this S.B. 237 and H.B. 343, Utah Communication Authority Emergency Radio and 911 Amendments, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication:

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- (1) renumber Section 63H-7-206 created in this S.B. 237 to 63H-7a-206;
- (2) provide that this S.B. 237 takes effect on July 1, 2015; and
- (3) that Section 63H-7-206 in this S.B. 237 be replaced with the following:

"63H-7a-206. Functional consolidation of PSAPs study.

- (1) As used in this section:

(a) "Functional consolidation" means the process of ensuring that disparate public safety answering points and public safety dispatching centers work together in an efficient and effective way.

- (b) "PSAP operator":

(i) means a public agency that operates a PSAP; and

(ii) does not include an institution of higher education, a school district, or an airport authority that operates a PSAP.

(2) Beginning on or after July 1, 2015, the board shall commission and oversee a performance audit and study of the state's 911 emergency response system and related elements of the public safety communications network, which shall include:

(a) a review of statutory provisions and efforts of the authority, executive director, Utah 911 Division, and Interoperability Division regarding the assessment, planning, rules, technology review, and standardization of the state's 911 emergency response system and related elements of the public safety communications network;

(b) working with state and local stakeholders to determine potential cost savings and increases in quality and efficiency that may be achieved by the functional consolidation of PSAPs and dispatch centers throughout the state, including recommendations regarding:

(i) an efficient and effective public safety communications management structure to ensure that high quality 911 emergency services are available to the state's citizens;

(ii) common standard operating procedures that ensure the least amount of call processing time;

(iii) efficient methods to transfer calls between PSAPs and from a PSAP to a first responder, regardless of jurisdiction;

(iv) uniformity of equipment and software protocols to accomplish seamless functionality between computer aided dispatch systems;

(v) interoperable telephonic and radio systems to ensure coordination between

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jurisdictions; and

(vi) how unnecessary duplication of services may be reduced or eliminated;

(c) making recommendations for inclusion in the strategic plan for the state's 911 emergency response system and related elements of the public safety communications network, which recommendations may include:

(i) how PSAPs may benefit from functional consolidation;

(ii) how PSAPs within designated regions may accept calls and provide emergency communication services for first responders using interoperable equipment, software, protocols, and standard operating procedures; and

(iii) how PSAPs, regardless of physical location, may operate on interoperable, shared, or hosted technology platforms and with common policies to reduce the need to transfer calls between PSAPs;

(d) describing and recommending potential solutions to the biggest impediments to functional consolidation of PSAPs; and

(e) making recommendations regarding necessary personnel and associated job duties within the authority.

(3) On or before July 1, 2016, the performance audit and study described in Subsection (2) shall be completed and submitted by the board in writing to the Law Enforcement and Criminal Justice Interim Committee and the Retirement and Independent Entities Interim Committee.

(4) (a) Money from the Unified Statewide 911 Emergency Service Account created in Section 63H-7a-304 may not be used to fund a new local PSAP, call taking, or dispatching project before the completion of the performance audit and study described in Subsection (2), unless the board determines that an exigent circumstance requires the allocation of funds.

(b) Money from the Unified Statewide 911 Emergency Service Account may be used to fund ongoing maintenance of existing equipment and projects approved before July 1, 2015.

(5) After July 1, 2016, money spent from the Unified Statewide 911 Emergency Service Account created in Section 63H-7a-304 for projects, including state and local PSAP and dispatching projects, shall be made after consideration of the:

(a) recommendations of the performance audit and study described in Subsection (2);

and

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(b) strategic plan for the state's network 911 emergency response system and related elements of the public safety communications network described in Subsection (2)(c)."