

SENATE BILL No. 487

By Committee on Federal and State Affairs

2-8

Proposed Amendments to Senate Bill No. 487

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Office of Revisor of Statutes

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Use of 911 moneys

1 AN ACT concerning emergency communication services; relating to the
2 Kansas 911 act; authorizing counties to contract with other counties to
3 share services of 911 public safety answering points; authorizing
4 distributions of 911 fee moneys to counties for such purposes;
5 amending K.S.A. 12-5364, 12-5368, 12-5374, 12-5375 and 12-5377
6 and repealing the existing sections.
7

8 *Be it enacted by the Legislature of the State of Kansas:*

9 Section 1. K.S.A. 12-5364 is hereby amended to read as follows: 12-
10 5364. (a) (1) There is hereby created the 911 coordinating council which
11 shall monitor the delivery of 911 services, develop strategies for future
12 enhancements to the 911 system and distribute available grant funds to
13 PSAPs *and counties that contract with another county for the provision of*
14 *911 services*. In as much as possible, the council shall include individuals
15 with technical expertise regarding 911 systems, internet technology and
16 GIS technology.

17 (2) (A) The 911 coordinating council shall consist of 13 voting
18 members to be appointed by the governor:

19 (i) Two members representing information technology personnel
20 from government units;

21 (ii) one member representing the Kansas sheriff's association;

22 (iii) one member representing the Kansas association of chiefs of
23 police;

24 (iv) one member representing a fire chief;

25 (v) one member recommended by the adjutant general;

26 (vi) one member recommended by the Kansas emergency medical
27 services board;

28 (vii) one member recommended by the Kansas commission for the
29 deaf and hard of hearing;

30 (viii) two members representing PSAPs located in counties with less
31 than 75,000 in population;

32 (ix) two members representing PSAPs located in counties with
33 greater than 75,000 in population; and

34 (x) one member representing the Kansas chapter of the association of
35 public safety communications officials.

36 (B) At least two of the members representing PSAPs shall be

1 population of the county. If there is no PSAP within a county, then such
 2 moneys shall be distributed to the ~~PSAP providing service to such county~~
 3 *that contracts with a PSAP for the provision of 911 services pursuant to*
 4 *K.S.A. 12-5375, and amendments thereto.* ~~Such~~ Moneys distributed to
 5 counties and PSAPs *pursuant to this section* only shall be used for the uses
 6 authorized in K.S.A. 12-5375, and amendments thereto.

7 (d) The LCPA shall keep accurate accounts of all receipts and
 8 disbursements of moneys from the 911 fees.

9 (e) ~~Information~~Records provided by ~~providers~~ *any provider* to the
 10 ~~local collection point administrator~~ LCPA or to the 911 coordinating
 11 council pursuant to this act ~~will~~ *shall* be treated as proprietary records ~~that~~
 12 ~~will and shall~~ be withheld from the public upon request of the ~~party~~
 13 *provider* submitting such records.

14 Sec. 4. K.S.A. 12-5375 is hereby amended to read as follows: 12-
 15 5375. (a) ~~(1)~~ The ~~proceeds of the 911 fees imposed pursuant to this act~~
 16 *moneys distributed to counties and PSAPs pursuant to K.S.A. 12-5374,*
 17 *and amendments thereto,* and any interest earned on revenue derived from
 18 such ~~fee~~ *moneys*, shall be used only for necessary and reasonable costs
 19 incurred or to be incurred by PSAPs for:

- 20 ~~(1)~~(A) Implementation of 911 services;
- 21 ~~(2)~~(B) purchase of 911 equipment and upgrades;
- 22 ~~(3)~~(C) maintenance and license fees for 911 equipment;
- 23 ~~(4)~~(D) training of personnel, not to include salaries;
- 24 ~~(5)~~(E) monthly recurring charges billed by service suppliers;
- 25 ~~(6)~~(F) installation, service establishment and nonrecurring start-up
 26 charges billed by the service supplier;

27 ~~(7)~~(G) charges for capital improvements and equipment or other
 28 physical enhancements to the 911 system; ~~or~~

29 ~~(8)~~(H) ~~the original acquisition and installation of road signs designed~~
 30 ~~to aid in the delivery of emergency service.~~

31 (2) Such costs shall not include expenditures to lease, construct,
 32 expand, acquire, remodel, renovate, repair, furnish or make improvements
 33 to buildings or similar facilities. Such costs shall also not include
 34 expenditures to purchase, procure, maintain or upgrade subscriber radio
 35 equipment ~~or~~

maintenance and updates that are necessary to maintain
 accurate GIS data; or
 (I)

or to construct radio towers

36 (b) The 911 coordinating council shall, pursuant to rules and
 37 regulations, establish a process for a PSAP *or county*, at the discretion of
 38 the PSAP *or county*, to seek pre-approval of an expenditure. The council
 39 shall respond in writing to any pre-approval request within 30 days and
 40 inform the PSAP *or county* if the requested expenditure is approved or
 41 disapproved. If the expenditure is disapproved, the written notification
 42 shall state the reason for the disapproval and such PSAP *or county* may,
 43 within 15 days after service of the notification, make a written request to