

1                                   **911 COMMUNICATIONS AMENDMENTS**

2   2020 GENERAL SESSION

3   STATE OF UTAH

4                                   **Chief Sponsor: Wayne A. Harper**

5                                   House Sponsor: Stephen G. Handy

---

---

7 **LONG TITLE**

8 **General Description:**

9           This bill modifies provisions relating to emergency communications systems.

10 **Highlighted Provisions:**

11           This bill:

- 12           ▶ modifies the powers of the Utah Communications Authority;
- 13           ▶ modifies provisions relating to the Utah Communications Authority sales, leases, or
- 14 trades of public safety communications network capacity;
- 15           ▶ requires the PSAP advisory committee to recommend, the Utah Communications
- 16 Authority Board to adopt, and public safety answering points to adopt a statewide
- 17 CAD-to-CAD call handling and 911 call transfer protocol;
- 18           ▶ modifies provisions relating to the Utah Communications Authority's strategic plan;
- 19           ▶ requires the Utah Communications Authority to report to legislative committees on
- 20 the authority's plan for and progress in implementing audit recommendations;
- 21           ▶ modifies provisions relating to Utah Communications Authority divisions and
- 22 advisory committees;
- 23           ▶ provides for distributions from the Unified Statewide 911 Emergency Service
- 24 Account to PSAPs who meet certain criteria;
- 25           ▶ eliminates language relating to required meetings involving the authority's executive
- 26 director, the Radio Network Division, and stakeholders, and relating to a required
- 27 comprehensive plan;
- 28           ▶ modifies the Utah Communications Authority's authority to charge fees;
- 29           ▶ requires the Department of Public Safety to enter into an agreement with a single

30 public safety answering point serving within a county;

- 31       ▶ modifies provisions relating to a required audit for certain counties;
- 32       ▶ requires public safety answering points to comply with specified 911 call transfer

33 rates; and

- 34       ▶ makes technical changes.

35 **Money Appropriated in this Bill:**

36       None

37 **Other Special Clauses:**

38       None

39 **Utah Code Sections Affected:**

40 AMENDS:

41       **63H-7a-103**, as last amended by Laws of Utah 2019, Chapter 509

42       **63H-7a-202**, as last amended by Laws of Utah 2019, Chapter 509

43       **63H-7a-204**, as last amended by Laws of Utah 2019, Chapter 509

44       **63H-7a-206**, as last amended by Laws of Utah 2019, Chapter 509

45       **63H-7a-207**, as repealed and reenacted by Laws of Utah 2019, Chapter 509

46       **63H-7a-208**, as repealed and reenacted by Laws of Utah 2019, Chapter 509

47       **63H-7a-302**, as last amended by Laws of Utah 2017, Chapter 430

48       **63H-7a-303**, as last amended by Laws of Utah 2019, Chapter 509

49       **63H-7a-304**, as last amended by Laws of Utah 2019, Chapter 509

50       **63H-7a-404**, as last amended by Laws of Utah 2017, Chapter 430

51       **63H-7a-502**, as last amended by Laws of Utah 2017, Chapter 430

52       **63I-2-263**, as last amended by Laws of Utah 2019, Chapters 182, 240, 246, 325, 370,

53 and 483

54       **69-2-201**, as last amended by Laws of Utah 2019, Chapter 509

55       **69-2-202**, as enacted by Laws of Utah 2017, Chapter 430

56       **69-2-203**, as last amended by Laws of Utah 2019, Chapter 509

57 ENACTS:

58 [63H-7a-206.5](#), Utah Code Annotated 1953  
59 [63H-7a-304.5](#), Utah Code Annotated 1953  
60 [69-2-204](#), Utah Code Annotated 1953

61 

---

---

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

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

64 **63H-7a-103. Definitions.**

65 As used in this chapter:

66 (1) "911 account" means the Unified Statewide 911 Emergency Service Account,  
67 created in Subsection [63H-7a-304\(1\)](#).

68 (2) "911 call transfer" means the redirection of a 911 call from the person who initially  
69 receives the call to another person within the state.

70 ~~[(1)]~~ (3) "Association of governments" means an association of political subdivisions  
71 of the state, established pursuant to an interlocal agreement under Title 11, Chapter 13,  
72 Interlocal Cooperation Act.

73 ~~[(2)]~~ (4) "Authority" means the Utah Communications Authority created in Section  
74 [63H-7a-201](#).

75 (5) "Backhaul network" means the portion of a public safety communications network  
76 that consists primarily of microwave paths, fiber lines, or ethernet circuits.

77 ~~[(3)]~~ (6) "Board" means the Utah Communications Authority Board created in Section  
78 [63H-7a-203](#).

79 (7) "CAD" means a computer-based system that aids PSAP dispatchers by automating  
80 selected dispatching and record-keeping activities.

81 (8) "CAD-to-CAD" means standardized connectivity between PSAPs or between a  
82 PSAP and a dispatch center for the transmission of data between CADs.

83 ~~[(4)]~~ (9) "Dispatch center" means an entity that receives and responds to an emergency  
84 or nonemergency communication transferred to the entity from a public safety answering point.

85 ~~[(5)]~~ (10) "FirstNet" means the federal First Responder Network Authority established

86 in 47 U.S.C. Sec. 1424.

87 ~~[(6)]~~ (11) "Lease" means any lease, lease purchase, sublease, operating, management,  
88 or similar agreement.

89 ~~[(7)]~~ (12) "Public agency" means any political subdivision of the state dispatched by a  
90 public safety answering point.

91 ~~[(8)]~~ (13) "Public safety agency" means the same as that term defined in Section  
92 69-2-102.

93 ~~[(9)]~~ (14) "Public safety answering point" or "PSAP" means an entity in this state that:

94 (a) receives, as a first point of contact, direct 911 emergency communications from the  
95 911 emergency service network requesting a public safety service;

96 (b) has a facility with the equipment and staff necessary to receive the communication;

97 (c) assesses, classifies, and prioritizes the communication; and

98 (d) dispatches the communication to the proper responding agency.

99 ~~[(10)]~~ (15) "Public safety communications network" means:

100 (a) a regional or statewide public safety governmental communications network and  
101 related facilities, including real property, improvements, and equipment necessary for the  
102 acquisition, construction, and operation of the services and facilities; and

103 (b) 911 emergency services, including radio communications, connectivity, and 911  
104 call processing equipment.

105 Section 2. Section **63H-7a-202** is amended to read:

106 **63H-7a-202. Powers and duties of the Utah Communications Authority.**

107 (1) The authority has the power to:

108 (a) sue and be sued in the authority's own name;

109 (b) have an official seal and power to alter that seal at will;

110 (c) make and execute contracts and all other instruments necessary or convenient for  
111 the performance of the authority's duties and the exercise of the authority's powers and  
112 functions under this chapter, including contracts with public and private providers;

113 (d) own, acquire, design, construct, operate, maintain, repair, and dispose of any

114 portion of a public safety communications network utilizing technology that is fiscally prudent,  
115 upgradable, technologically advanced, redundant, and secure;

116 (e) borrow money and incur indebtedness;

117 (f) enter into agreements with public agencies, private ~~[entities]~~ persons, the state, and  
118 federal government to provide public safety communications network services on terms and  
119 conditions the authority considers to be in the best interest of the authority;

120 (g) acquire, by gift, grant, purchase, or by exercise of eminent domain, any real  
121 property or personal property in connection with the acquisition and construction of a public  
122 safety communications network and all related facilities and rights-of-way that the authority  
123 owns, operates, and maintains;

124 ~~[(h) except as provided in Subsection (3), sell public safety communications network~~  
125 ~~capacity to a state agency, a political subdivision of the state, an agency of the federal~~  
126 ~~government, or a private entity engaged in a public safety purpose, if the sale is:]~~

127 ~~[(i) for a public safety purpose;]~~

128 ~~[(ii) consistent with the authority's duties under this chapter; or]~~

129 ~~[(iii) pursuant to:]~~

130 ~~[(A) an agreement entered into by the authority before January 1, 2017; or]~~

131 ~~[(B) a renewal of an agreement described in Subsection (1)(h)(iii)(A);]~~

132 (h) sell, lease, or trade public safety communications network capacity, except  
133 backhaul network capacity, to a state agency, a political subdivision of the state, or an agency  
134 of the federal government;

135 (i) sell, lease, or trade backhaul network capacity to a state agency, a political  
136 subdivision of the state, or an agency of the federal government for a public safety purpose;

137 (j) sell, lease, or trade backhaul network capacity to a state agency, a political  
138 subdivision of the state, or an agency of the federal government for a purpose other than a  
139 public safety purpose, subject to a maximum of 50 megabytes per second in the aggregate at  
140 any one location;

141 (k) subject to Subsection (2):

142 (i) sell, lease, or trade backhaul network capacity to a private person for a public safety  
143 purpose, subject to a maximum of 50 megabytes per second in the aggregate at any one  
144 location; or

145 (ii) sell, lease, or trade public safety communications network capacity, except  
146 backhaul network capacity, to a private person for any purpose;

147 (l) sell, lease, or trade public safety communications network capacity, if the sale,  
148 lease, or trade is under an agreement the authority entered into before June 30, 2020, or under  
149 an extension of an agreement that the authority entered into before June 30, 2020;

150 [(+)] (m) review, approve, disapprove, or revise recommendations regarding the  
151 expenditure of funds disbursed by the authority under this chapter; and

152 [(+)] (n) perform all other duties authorized by this chapter.

153 ~~[(2) The authority may not intentionally overbuild the public safety communications~~  
154 ~~network for the purpose of competing with a public or private provider of a~~  
155 ~~telecommunications service.]~~

156 ~~[(3) Notwithstanding Subsection (1)(h), the authority may not sell public safety~~  
157 ~~communications network capacity to any telecommunication carrier.]~~

158 (2) (a) For a sale, lease, or trade to a private person under Subsection (1)(k), the  
159 authority shall require compensation from the private person that is:

160 (i) fair and reasonable;

161 (ii) competitively neutral;

162 (iii) nondiscriminatory;

163 (iv) open to public inspection;

164 (v) established to promote access by multiple telecommunication facility providers;

165 and

166 (vi) set after the authority conducts a market analysis to determine the fair and  
167 reasonable value of public safety communications network capacity.

168 (b) The authority shall conduct the market analysis required under Subsection  
169 (2)(a)(vi):

170 (i) before a sale, lease, or trade to a private person under Subsection (1)(k); and

171 (ii) thereafter no less frequently than every five years.

172 (c) (i) Compensation charged under Subsection (2)(a) may be cash, in-kind, or a  
173 combination of cash and in-kind.

174 (ii) In-kind compensation may not be charged without the agreement of the authority  
175 and the private person who will pay the in-kind compensation.

176 (iii) The authority shall determine the present value of any in-kind compensation based  
177 on the incremental cost to the private person.

178 (iv) The authority shall require the value of any in-kind compensation or combination  
179 of cash and in-kind compensation to be at least the amount of cash that would be paid if  
180 compensation were cash only.

181 (3) The authority shall work with PSAPs to identify and address deficiencies relating to  
182 PSAP staffing and training.

183 Section 3. Section **63H-7a-204** is amended to read:

184 **63H-7a-204. Utah Communications Authority Board powers and duties.**

185 The board shall:

186 (1) manage the affairs and business of the authority consistent with this chapter;

187 (2) adopt bylaws;

188 (3) appoint an executive director to administer the authority;

189 (4) receive and act upon reports covering the operations of the public safety  
190 communications network and funds administered by the authority;

191 (5) receive and act upon reports from the Radio Network Division prepared pursuant to  
192 Subsection **63H-7a-402(1)(b)** that identify the benefits, costs, and economic feasibility of using  
193 existing public or private facilities, equipment, or services consistent with Subsections

194 **63H-7a-402(1)(a)**[;] and 63H-7a-404(2)(c), [and ~~63H-7a-404(3)~~] prior to issuing or approving  
195 a request for proposal;

196 (6) ensure that the public safety communications network and funds are administered  
197 according to law;

- 198 (7) examine and approve an annual operating budget for the authority;
- 199 (8) receive and act upon recommendations of the director;
- 200 (9) recommend to the governor and Legislature legislation involving the public safety
- 201 communications network;
- 202 (10) develop policies for the long-term operation of the authority and the performance
- 203 of the authority's functions;
- 204 (11) authorize the executive director to enter into agreements on behalf of the
- 205 authority;
- 206 (12) provide for the management and administration of the public safety
- 207 communications network by rule made in accordance with Title 63G, Chapter 3, Utah
- 208 Administrative Rulemaking Act;
- 209 (13) exercise the powers and perform the duties conferred on the board by this chapter;
- 210 (14) consider issues and information received from the public safety advisory
- 211 committee and the PSAP advisory committee;
- 212 (15) provide for audits of the authority; [~~and~~]
- 213 (16) establish the following divisions within the authority:
- 214 (a) 911 Division;
- 215 (b) Radio Network Division;
- 216 (c) Interoperability Division; and
- 217 (d) Administrative Services Division[-]; and
- 218 (17) on or before November 30, 2020, adopt a statewide CAD-to-CAD call handling
- 219 and 911 call transfer protocol, after receiving the PSAP advisory committee's proposal under
- 220 Subsection 63H-7a-208(9).

221 Section 4. Section **63H-7a-206** is amended to read:

222 **63H-7a-206. Strategic plan -- Report.**

- 223 (1) The authority shall create, maintain, and review annually a statewide,
- 224 comprehensive multiyear strategic plan, in consultation with state and local stakeholders [~~and~~],
- 225 the PSAP advisory committee [~~created in Section 63H-7a-208~~], and the public safety advisory



226 committee, that:

227 (a) coordinates the authority's activities and duties in the:

228 (i) 911 Division;

229 (ii) Radio Network Division;

230 (iii) Interoperability Division; and

231 (iv) Administrative Services Division; and

232 (b) includes [~~a plan for~~]:

233 (i) a plan for maintaining, upgrading, and expanding the public safety communications

234 network[~~;(ii) developing new systems; (iii) expanding existing systems~~], including

235 microwave and fiber optics based systems;

236 [~~(iv)~~] (ii) a plan for statewide interoperability;

237 [~~(v)~~] (iii) a plan for statewide coordination; [~~and~~]

238 (iv) radio network coverage maps; and

239 [~~(vi)~~] (v) FirstNet standards.

240 (2) The executive director shall update the strategic plan described in Subsection (1)

241 before July 1 of each year.

242 (3) The executive director shall, before December 1 of each year, report on the strategic

243 plan described in Subsection (1) to:

244 (a) the board;

245 (b) the Executive Offices and Criminal Justice Appropriations Subcommittee; and

246 (c) the Legislative Management Committee.

247 (4) The authority shall consider the strategic plan described in Subsection (1) before

248 spending funds in the restricted accounts created by this chapter.

249 Section 5. Section **63H-7a-206.5** is enacted to read:

250 **63H-7a-206.5. Report on implementing audit recommendations.**

251 By October 1, 2020, and again the following year by October 1, 2021, the authority

252 shall report to the Public Utilities, Energy, and Technology Interim Committee and Retirement

253 and Independent Entities Interim Committee of the Legislature on the authority's plan for and

254 progress in implementing the recommendations of the December 2019 performance audit by  
255 the Office of the Legislative Auditor General, audit number 2019-15.

256 Section 6. Section **63H-7a-207** is amended to read:

257 **63H-7a-207. Public safety advisory committee.**

258 (1) There is established the public safety advisory committee composed of 15 members  
259 as described in Subsections (2) and (3).

260 (2) The board shall appoint members to the public safety advisory committee as  
261 follows:

262 (a) one representative from an association that represents fire chiefs in the state;

263 (b) one representative from an association that represents police chiefs in the state;

264 (c) one representative from an association that represents sheriffs in the state;

265 (d) one representative from an association that represents emergency medical service  
266 personnel in the state;

267 (e) one member of law enforcement from a county of the first or second class;

268 (f) one member of law enforcement from a county of the third or fourth class;

269 (g) one member of law enforcement from a county of the fifth or sixth class;

270 (h) one individual from a fire department within a county of the first or second class;

271 (i) one individual from a fire department within a county of the third or fourth class;

272 (j) one individual from a fire department within a county of the fifth or sixth class; and

273 (k) one individual from the public safety communications industry.

274 (3) The following shall serve on the public safety advisory committee:

275 (a) the commissioner of public safety or the commissioner's designee;

276 (b) the executive director of the Department of Transportation or the executive  
277 director's designee;

278 (c) the chair of the public safety answering point advisory committee created in Section  
279 **63H-7a-208**; and

280 (d) an individual nominated by the representatives of tribal governments elected under  
281 Section **9-9-104.5**.

282 (4) (a) Subject to Subsection (4)(b), each member appointed pursuant to Subsection (2)  
283 shall be appointed to a four-year term beginning July 1, 2019.

284 (b) Notwithstanding Subsection (2)(a), the board shall:

285 (i) at the time of appointment or reappointment of individuals described in Subsection  
286 (2), adjust the length of terms to ensure that the terms of committee members are staggered so  
287 that approximately half of the those appointed pursuant to Subsection (2) are appointed every  
288 two years; and

289 (ii) not reappoint a member for more than two consecutive terms.

290 (5) When a vacancy occurs in the membership for any reason, the replacement shall be  
291 appointed as described in Subsection (2) or (3), as applicable, for the unexpired term.

292 (6) (a) Each January, the committee shall organize and select one of the committee's  
293 members as chair and one member as vice chair.

294 (b) The committee may organize standing or ad hoc subcommittees, which shall  
295 operate in accordance with guidelines established by the committee.

296 (7) (a) The chair shall convene a minimum of four meetings per year.

297 (b) The chair may call special meetings.

298 (c) The chair shall call a meeting upon request of eight or more members of the  
299 committee.

300 (8) Eight members of the committee constitute a quorum for the transaction of  
301 business, and the action of a majority of the members present is the action of the committee.

302 (9) A member may not receive compensation or benefits for the member's service.

303 (10) The public safety advisory committee shall, on behalf of stakeholders, make  
304 recommendations to the director and the board regarding:

305 (a) the authority operations and policies;

306 (b) the radio network division and interoperability division strategic plans;

307 (c) the operation, maintenance, and capital development of and access to the public  
308 safety communications network; [~~and~~]

309 (d) the authority's administrative rules relative to the radio network division and

310 interoperability division[-]; and

311 (e) how to solve stakeholder interoperability problems.

312 (11) The chair of the public safety advisory committee is a nonvoting member of the  
313 board.

314 (12) (a) The committee is not subject to Title 52, Chapter 4, Open and Public Meetings  
315 Act.

316 (b) The committee shall:

317 (i) at least 24 hours before a committee meeting, post a notice of the meeting, with a  
318 meeting agenda, on the authority's website;

319 (ii) within 10 days after a committee meeting, post to the authority's website the audio  
320 and draft minutes of the meeting; and

321 (iii) within three days after the committee approves minutes of a committee meeting,  
322 post the approved minutes to the authority's website.

323 (c) The committee's vice chair is responsible for preparing minutes of committee  
324 meetings.

325 Section 7. Section **63H-7a-208** is amended to read:

326 **63H-7a-208. PSAP advisory committee.**

327 (1) There is established a PSAP advisory committee composed of nine members  
328 appointed by the board as follows:

329 (a) one representative from a PSAP managed by a city;

330 (b) one representative from a PSAP managed by a county;

331 (c) one representative from a PSAP managed by a special service district;

332 (d) one representative from a PSAP managed by the Department of Public Safety;

333 (e) one representative from a PSAP from a county of the first class;

334 (f) one representative from a PSAP from a county of the second class;

335 (g) one representative from a PSAP from a county of the third or fourth class;

336 (h) one representative from a PSAP from a county of the fifth or sixth class; and

337 (i) one member from the telecommunications industry.

338           (2) (a) Except as provided in Subsection (2)(b), each member shall be appointed to a  
339 four-year term beginning July 1, 2019.

340           (b) Notwithstanding Subsection (2)(a), the board shall:

341           (i) at the time of appointment or reappointment, adjust the length of terms to ensure  
342 that the terms of committee members are staggered so that the terms of approximately half of  
343 the committee end every two years; and

344           (ii) not reappoint a member for more than two consecutive terms.

345           (3) If a vacancy occurs in the membership for any reason, the replacement shall be  
346 appointed by the board for the unexpired term.

347           (4) (a) Each January, the committee shall organize and select one of its members as  
348 chair and one member as vice chair.

349           (b) The committee may organize standing or ad hoc subcommittees, which shall  
350 operate in accordance with guidelines established by the committee.

351           (5) (a) The chair shall convene a minimum of four meetings per year.

352           (b) The chair may call special meetings.

353           (c) The chair shall call a meeting upon request of five or more members of the  
354 committee.

355           (6) Five members of the committee constitute a quorum for the transaction of business,  
356 and the action of a majority of the members present is the action of the committee.

357           (7) A member may not receive compensation or benefits for the member's service.

358           (8) The PSAP advisory committee shall, on behalf of stakeholders, make  
359 recommendations to the director and the board regarding:

360           (a) the authority operations and policies;

361           (b) the 911 division and interoperability division strategic plans;

362           (c) the operation, maintenance, and capital development of the public safety  
363 communications network;

364           (d) the authority's administrative rules relative to the 911 division and the  
365 interoperability division; and

366 (e) the development of minimum standards and best practices as described in  
367 Subsection 63H-7a-302(1)(a).

368 (9) No later than September 30, 2020, the PSAP advisory committee shall propose to  
369 the board a statewide CAD-to-CAD call handling and 911 call transfer protocol.

370 [~~9~~] (10) The chair of the PSAP advisory committee is a nonvoting member of the  
371 board.

372 [~~10~~] (11) (a) The committee is not subject to Title 52, Chapter 4, Open and Public  
373 Meetings Act.

374 (b) The committee shall:

375 (i) at least 24 hours before a committee meeting, post a notice of the meeting, with a  
376 meeting agenda, on the authority's website;

377 (ii) within 10 days after a committee meeting, post to the authority's website the audio  
378 and draft minutes of the meeting; and

379 (iii) within three days after the committee approves minutes of a committee meeting,  
380 post the approved minutes to the authority's website.

381 (c) The committee's vice chair is responsible for preparing minutes of committee  
382 meetings.

383 Section 8. Section **63H-7a-302** is amended to read:

384 **63H-7a-302. 911 Division duties and powers.**

385 (1) The 911 Division shall:

386 (a) in conjunction with the PSAP advisory committee, develop and report to the  
387 director minimum standards and best practices;

388 (i) for public safety answering points in the state, including minimum technical,  
389 administrative, fiscal, network, and operational standards for public safety answering points  
390 and dispatch centers [~~in the state~~]; and

391 (ii) that will result in rapid, efficient, and interoperable 911 services throughout the  
392 state;

393 (b) annually prepare and publish a report of how well PSAPs statewide are complying

394 with the standards and best practices developed under Subsection (1)(a);  
395       [(b)] (c) investigate and report to the director on emerging technology;  
396       [(c)] (d) monitor and coordinate the implementation of the unified statewide 911  
397 emergency services network;  
398       [(d)] (e) investigate and recommend to the director mapping systems and technology  
399 necessary to implement the unified statewide 911 emergency services network;  
400       [(e)] (f) prepare and submit to the executive director for approval by the board:  
401       (i) an annual budget for the 911 Division;  
402       (ii) an annual plan for the projects funded by the Computer Aided Dispatch Restricted  
403 Account created in Section 63H-7a-303 and the [~~Unified Statewide 911 Emergency Service~~  
404 ~~Account created in Section 63H-7a-304~~] 911 account; and  
405       (iii) information required by the director to contribute to the strategic plan described in  
406 Section 63H-7a-206;  
407       [(f)] (g) assist public safety answering points implementing and coordinating the  
408 unified statewide 911 emergency services network; and  
409       [(g)] (h) coordinate the development of an interoperable computer aided dispatch  
410 platform:  
411       (i) for public safety answering points; and  
412       (ii) where needed, to assist public safety answering points with the creation or  
413 integration of the interoperable computer aided dispatch system.  
414       (2) The 911 Division may recommend to the executive director to sell, lease, or  
415 otherwise dispose of equipment or personal property purchased, leased, or belonging to the  
416 authority that is related to funds expended from the Computer Aided Dispatch Restricted  
417 Account created in Section 63H-7a-303 or the [~~Unified Statewide 911 Emergency Service~~  
418 ~~Account created in Section 63H-7a-304~~] 911 account, the proceeds from which shall return to  
419 the respective restricted accounts.  
420       (3) The 911 Division may make recommendations to the executive director for the use  
421 of the funds expended from the Computer Aided Dispatch Restricted Account created in

422 Section 63H-7a-303.

423 (4) (a) The 911 Division shall review information regarding:

424 (i) in aggregate, the number of service subscribers by service type in a political  
425 subdivision;

426 (ii) network costs;

427 (iii) public safety answering point costs;

428 (iv) system engineering information; and

429 (v) connectivity between public safety answering point computer aided dispatch  
430 systems.

431 (b) In accordance with Subsection (4)(a) the 911 Division may request:

432 (i) information as described in Subsection (4)(a)(i) from the State Tax Commission;  
433 and

434 (ii) information from public safety answering points related to the computer aided  
435 dispatch system.

436 (c) The information requested by and provided to the 911 Division under Subsection  
437 (4) is a protected record in accordance with Section 63G-2-305.

438 (5) The 911 Division shall recommend to the executive director, for approval by the  
439 board, rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
440 to~~[: (a) administer the program funded by the Unified Statewide 911 Emergency Service~~  
441 ~~restricted account created in Section 63H-7a-304, including rules that establish the criteria,~~  
442 ~~standards, technology, and equipment that a public safety answering point is required to adopt~~  
443 ~~in order to qualify for goods or services that are funded from the restricted account; and (b)]~~  
444 administer the Computer Aided Dispatch Restricted Account created in Section 63H-7a-303,  
445 including rules that establish the criteria, standards, technology, and equipment that a public  
446 safety answering point is required to adopt in order to qualify as a recipient of goods or services  
447 that are funded from the restricted account.

448 (6) The board may authorize the 911 Division to employ an outside consultant to study  
449 and advise the division on matters related to the 911 Division duties regarding the public safety



450 communications network.

451 (7) The 911 Division shall administer the program funded by the 911 account in  
452 accordance with Sections [63H-7a-304](#) and [63H-7a-304.5](#).

453 [~~7~~] (8) This section does not expand the authority of the State Tax Commission to  
454 request additional information from a telecommunication service provider.

455 Section 9. Section **63H-7a-303** is amended to read:

456 **63H-7a-303. Computer Aided Dispatch Restricted Account -- Creation --**  
457 **Administration -- Permitted uses.**

458 (1) There is created a restricted account within the General Fund known as the  
459 "Computer Aided Dispatch Restricted Account," consisting of money appropriated or  
460 otherwise made available by the Legislature.

461 (2) Subject to this Subsection (2) and appropriations by the Legislature, the authority  
462 may expend funds in the Computer Aided Dispatch Restricted Account for the following  
463 purposes:

464 (a) enhancing public safety as provided in this chapter; and

465 (b) creating a shared computer aided dispatch system including:

466 (i) an interoperable computer aided dispatch platform that will be selected, shared, or  
467 hosted on a statewide or regional basis;

468 (ii) an interoperable computer aided dispatch platform selected by a county of the first  
469 class, when:

470 (A) authorized through an interlocal agreement between the county's two primary  
471 public safety answering points; and

472 (B) the county's computer aided dispatch platform is capable of interfacing with the  
473 platform described in Subsection (2)(b)(i); and

474 (iii) a statewide computer aided dispatch system data sharing platform to provide  
475 interoperability of systems.

476 (3) Subject to an appropriation by the Legislature and approval by the board, the  
477 Administrative Services Division may expend funds from the Computer Aided Dispatch

478 Restricted Account to cover the Administrative Services Division's administrative costs related  
479 to the Computer Aided Dispatch Restricted Account.

480 (4) On July 1, [2022] 2024, all funds in the Computer Aided Dispatch Restricted  
481 Account shall automatically transfer to the [~~Unified Statewide 911 Emergency Service Account~~  
482 ~~created in Section 63H-7a-304~~] 911 account.

483 Section 10. Section **63H-7a-304** is amended to read:

484 **63H-7a-304. Unified Statewide 911 Emergency Service Account -- Creation --**  
485 **Administration -- Permitted uses.**

486 (1) There is created a restricted account within the General Fund known as the "Unified  
487 Statewide 911 Emergency Service Account," consisting of:

- 488 (a) proceeds from the fee imposed in Section 69-2-403;
- 489 (b) money appropriated or otherwise made available by the Legislature; and
- 490 (c) contributions of money, property, or equipment from federal agencies, political  
491 subdivisions of the state, persons, or corporations.

492 (2) (a) Except as provided in Subsection (4) and subject to Subsection (3) and  
493 appropriations by the Legislature, the authority shall disburse funds in the [~~Unified Statewide~~  
494 ~~911 Emergency Service Account~~] 911 account for the purpose of enhancing and maintaining  
495 the statewide public safety communications network and 911 call processing equipment in  
496 order to rapidly [~~and~~], efficiently, effectively, and with greater interoperability deliver 911  
497 services in the state.

498 (b) In expending funds in the [~~Unified Statewide 911 Emergency Service Account~~] 911  
499 account, the authority shall give a higher priority to an expenditure that:

- 500 (i) best promotes statewide public safety;
  - 501 (ii) best promotes interoperability;
  - 502 (iii) impacts the largest service territory;
  - 503 (iv) impacts a densely populated area; or
  - 504 (v) impacts an underserved area.
- 505 (c) The authority shall expend funds in the [~~Unified Statewide 911 Emergency Service~~

506 ~~Account]~~ 911 account in accordance with the authority strategic plan described in Section  
507 [63H-7a-206](#).

508 (d) The authority may not expend funds from the [~~Unified Statewide 911 Emergency~~  
509 ~~Service Account]~~ 911 account collected through the 911 emergency service charge imposed in  
510 Section [69-2-403](#) on behalf of a PSAP that chooses not to participate in the:

- 511 (i) public safety communications network; and  
512 (ii) the 911 emergency service defined in Section [69-2-102](#).

513 (e) The authority may not expend funds from the [~~Unified Statewide 911 Emergency~~  
514 ~~Service Account]~~ 911 account collected through the prepaid wireless 911 service charge  
515 revenue distributed in Subsection [69-2-405](#)(9)(b)(ii) on behalf of a PSAP that chooses not to  
516 participate in the:

- 517 (i) public safety communications network; and  
518 (ii) 911 emergency service defined in Section [69-2-102](#).

519 (f) The executive director shall recommend to the board expenditures for the authority  
520 to make from the [~~Unified Statewide 911 Emergency Service Account]~~ 911 account in  
521 accordance with this Subsection (2).

522 (3) Subject to an appropriation by the Legislature and approval by the board, the  
523 Administrative Services Division may use funds in the [~~Unified Statewide 911 Emergency~~  
524 ~~Service Account]~~ 911 account to cover the Administrative Services Division's administrative  
525 costs related to the [~~Unified Statewide 911 Emergency Service Account]~~ 911 account.

526 (4) (a) The authority shall reimburse from the [~~Unified Statewide 911 Emergency~~  
527 ~~Service Account]~~ 911 account to the Automated Geographic Reference Center created in  
528 Section [63F-1-506](#) an amount equal to up to 1 cent of each unified statewide 911 emergency  
529 service charge deposited into the [~~Unified Statewide 911 Emergency Service Account]~~ 911  
530 account under Section [69-2-403](#).

531 (b) The Automated Geographic Reference Center shall use the funds reimbursed to the  
532 Automated Geographic Reference Center under Subsection (4)(a) to:

- 533 (i) enhance and upgrade digital mapping standards; and

534 (ii) maintain a statewide geospatial database for unified statewide 911 emergency  
535 service.

536 [~~(c) Subject to an appropriation by the Legislature, the authority may expend funds~~  
537 ~~from the United Statewide 911 Emergency Service Account to reimburse a county for the costs,~~  
538 ~~up to \$60,000, of each audit described in Section [69-2-203](#).]~~

539 Section 11. Section **63H-7a-304.5** is enacted to read:

540 **63H-7a-304.5. Distributions from 911 account to qualifying PSAPs.**

541 (1) As used in this section:

542 (a) "Certified statement" means a statement signed by a PSAP's director or other  
543 authorized administrator certifying the PSAP's compliance with the requirements of Subsection

544 (2)(a).

545 (b) "Fiscal year" means the period from July 1 of one year to June 30 of the following  
546 year.

547 (c) "Proportionate share" means a percentage derived by dividing a PSAP's average  
548 911 call volume, as reported to the State Tax Commission under Section [69-2-302](#), for the  
549 preceding three years by the total of the average 911 call volume for the same three-year period  
550 for all PSAPs that have submitted a certified statement seeking a distribution of the applicable  
551 remaining funds.

552 (d) "Qualifying PSAP" means a PSAP that:

553 (i) meets the requirements of Subsection (2)(a) for the period for which remaining  
554 funds are sought; and

555 (ii) submits a timely certified statement to the authority.

556 (e) "Remaining funds" means the money remaining in the 911 account after deducting:

557 (i) disbursements under Subsections [63H-7a-304](#)(2)(a), (3), and (4);

558 (ii) authority expenditures or disbursements in accordance with the authority's strategic  
559 plan, including expenditures or disbursements to pay for:

560 (A) implementing, maintaining, or upgrading the public safety communications  
561 network or statewide 911 phone system; and

562 (B) authority overhead for managing the 911 portion of the public safety  
563 communications network; and

564 (iii) money that the board determines should remain in the 911 account for future use.

565 (f) "Required transfer rate" means:

566 (i) a transfer rate of no more than 2%; or

567 (ii) for a PSAP with a transfer rate for the fiscal year ending June 30, 2020 that is  
568 greater than 2%, and until June 30, 2023, the transfer rate that meets the requirement for the  
569 applicable period under Subsection 69-2-204(3)(a), (b), or (c).

570 (g) "Transfer rate" means the same as that term is defined in Section 69-2-204.

571 (2) (a) To qualify for a proportionate share of remaining funds, a PSAP shall, for the  
572 period for which remaining funds are sought:

573 (i) have answered:

574 (A) 90% of all 911 calls arriving at the PSAP within 15 seconds; and

575 (B) 95% of all 911 calls arriving at the PSAP within 20 seconds;

576 (ii) have adopted and be using the statewide CAD-to-CAD call handling and 911 call  
577 transfer protocol adopted by the board under Subsection 63H-7a-204(17);

578 (iii) have participated in the authority's annual interoperability exercise; and

579 (iv) have complied with the required transfer rate.

580 (b) A PSAP that seeks a proportionate share of remaining funds shall submit a certified  
581 statement to the authority no later than July 31 following the end of the fiscal year for which  
582 remaining funds are sought.

583 (c) Notwithstanding Subsection (2)(a):

584 (i) a qualifying PSAP in a county with multiple PSAPs does not qualify for a  
585 proportionate share of remaining funds for a period beginning after June 30, 2023 unless every  
586 PSAP in that county is a qualifying PSAP; and

587 (ii) a PSAP described in Subsection 69-2-203(5) does not qualify for remaining funds.

588 (3) (a) Subject to Subsection (3)(b) and beginning after July 2021 for PSAPs that have  
589 become qualifying PSAPs for the previous fiscal year the authority shall distribute to each

590 qualifying PSAP that PSAP's proportionate share of the remaining funds.

591 (b) The authority may not distribute more than 15% of remaining funds to any single  
592 PSAP.

593 (4) All money that a PSAP receives under this section is subject to Section [69-2-301](#).

594 Section 12. Section **63H-7a-404** is amended to read:

595 **63H-7a-404. Radio Network Division responsibility to administer public safety**  
596 **communications network.**

597 (1) The Radio Network Division shall administer the development, installation,  
598 implementation, and maintenance of the public safety communications network for the  
599 authority, for the benefit of state government entities and political subdivisions of the state that  
600 use the public safety communications network.

601 (2) In developing and maintaining the public safety communications network as  
602 described in Subsection (1), the Radio Network Division shall:

603 (a) maintain and upgrade existing VHF and 800 MHz radio networks;

604 (b) coordinate with state government entities, political subdivisions of the state, and  
605 public and private providers; and

606 (c) contract for facilities, equipment, and services for the public safety communications  
607 network in a manner that:

608 (i) complies with Title 63G, Chapter 6a, Utah Procurement Code;

609 (ii) promotes high-quality, cost-effective services for public safety communications  
610 network users;

611 (iii) evaluates the costs and benefits of using existing public or private facilities,  
612 equipment, or services or developing or establishing new facilities, equipment, or services; and

613 (iv) where economically beneficial without compromising quality or reliability of  
614 service, avoids duplicating existing private or public facilities, equipment, or services[~~;~~ and].

615 [~~(v) considers the plan developed under Subsection (3).~~]

616 [~~(3) The Radio Network Division and the executive director shall, before January 15,~~  
617 ~~2018, meet with all public safety communications network stakeholders, including public and~~

618 private providers in the state, to:]  
619       ~~[(a) identify the locations and functional capabilities of existing public and private~~  
620 ~~communications facilities in the state; and]~~  
621       ~~[(b) develop a detailed, comprehensive plan for:]~~  
622       ~~[(i) repairing and maintaining the existing public safety communications network; and]~~  
623       ~~[(ii) upgrading the public safety communications network.]~~  
624       ~~[(4) The plan described in Subsection (3) shall include:]~~  
625       ~~[(a) a statewide system design;]~~  
626       ~~[(b) anticipated coverage maps;]~~  
627       ~~[(c) any public and private communications facilities that can be integrated with the~~  
628 ~~public safety communications network; and]~~  
629       ~~[(d) a detailed cost estimate for maintaining or upgrading the public safety~~  
630 ~~communications network.]~~  
631       ~~[(5) In addition to meeting with stakeholders under Subsection (3), the authority shall~~  
632 ~~issue a request for information for maintaining or upgrading the public safety communications~~  
633 ~~network such that the authority receives all request for information responses before January~~  
634 ~~15, 2018.]~~  
635       ~~[(6) Any radio user fee that the authority assessed on a user of the public safety~~  
636 ~~communications network before July 1, 2017, is repealed.]~~  
637       (3) (a) The authority may not charge a state government entity or political subdivision  
638 of the state a radio user fee.  
639       (b) Subsection (3)(a) may not be construed to prevent the authority from charging a  
640 state government entity or political subdivision of the state for other services associated with  
641 the public safety communications network.  
642       (c) The authority may charge a person other than a PSAP a fee for connecting a radio  
643 console to the public safety communications network.  
644       Section 13. Section **63H-7a-502** is amended to read:  
645       **63H-7a-502. Interoperability Division duties.**

- 646 (1) The Interoperability Division shall:
- 647 (a) review and make recommendations to the executive director, for approval by the
- 648 board, regarding:
- 649 (i) statewide interoperability coordination and FirstNet standards;
- 650 (ii) technical, administrative, fiscal, technological, network, and operational issues for
- 651 the implementation of statewide interoperability, coordination, and FirstNet;
- 652 (iii) assisting public agencies with the implementation and coordination of the
- 653 Interoperability Division responsibilities; and
- 654 (iv) training for the public safety communications network and unified statewide 911
- 655 emergency services;
- 656 (b) review information and records regarding:
- 657 (i) aggregate information of the number of service subscribers by service type in a
- 658 political subdivision;
- 659 (ii) matters related to statewide interoperability coordination;
- 660 (iii) matters related to FirstNet including advising the governor regarding FirstNet; and
- 661 (iv) training needs;
- 662 (c) prepare and submit to the executive director for approval by the board:
- 663 (i) an annual plan for the Interoperability Division; and
- 664 (ii) information required by the director to contribute to the comprehensive strategic
- 665 plan described in Section [63H-7a-206](#); [~~and~~]
- 666 (d) prepare and conduct annual training exercises:
- 667 (i) for public safety agencies; and
- 668 (ii) designed to enhance interoperability and the effectiveness and efficiency of public
- 669 safety agencies; and
- 670 [~~(d)~~] (e) fulfill all other duties imposed on the Interoperability Division by this chapter.
- 671 (2) The Interoperability Division may:
- 672 (a) recommend to the executive director to own, operate, or enter into contracts related
- 673 to statewide interoperability, FirstNet, and training;



- 674 (b) request information needed under Subsection (1)(b)(i) from:
- 675 (i) the State Tax Commission; and
- 676 (ii) public safety agencies; and
- 677 (c) employ an outside consultant to study and advise the Interoperability Division on:
- 678 (i) issues of statewide interoperability;
- 679 (ii) FirstNet; and
- 680 (iii) training.

681 (3) The information requested by and provided to the Interoperability Division under  
682 Subsection (1)(b)(i) is a protected record in accordance with Section [63G-2-305](#).

683 (4) This section does not expand the authority of the State Tax Commission to request  
684 additional information from a telecommunication service provider.

685 Section 14. Section [63I-2-263](#) is amended to read:

686 **[63I-2-263](#). Repeal dates, Title 63A to Title 63N.**

687 (1) On July 1, 2020:

688 (a) Subsection [63A-1-203](#)(5)(a)(i) is repealed; and

689 (b) in Subsection [63A-1-203](#)(5)(a)(ii), the language that states "appointed on or after  
690 May 8, 2018," is repealed.

691 (2) Sections [63C-4a-307](#) and [63C-4a-309](#) are repealed January 1, 2020.

692 (3) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is  
693 repealed July 1, 2020.

694 (4) The following sections regarding the World War II Memorial Commission are  
695 repealed on July 1, 2020:

696 (a) Section [63G-1-801](#);

697 (b) Section [63G-1-802](#);

698 (c) Section [63G-1-803](#); and

699 (d) Section [63G-1-804](#).

700 (5) In relation to the State Fair Park Committee, on January 1, 2021:

701 (a) Section [63H-6-104.5](#) is repealed; and

- 702 (b) Subsections 63H-6-104(8) and (9) are repealed.
- 703 (6) Section 63H-7a-303 is repealed on July 1, [~~2022~~] 2024.
- 704 (7) In relation to the Employability to Careers Program Board, on July 1, 2022:
- 705 (a) Subsection 63J-1-602.1(52) is repealed;
- 706 (b) Subsection 63J-4-301(1)(h), related to the review of data and metrics, is repealed;

707 and

- 708 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.
- 709 (8) Section 63J-4-708 is repealed January 1, 2023.

710 Section 15. Section 69-2-201 is amended to read:

711 **69-2-201. Public safety answering point -- Establishment -- Administration --**  
712 **Consolidation.**

- 713 (1) (a) A public agency may:
  - 714 (i) operate a public safety answering point to provide 911 emergency service to any  
715 part of the geographic area within the public agency's jurisdiction;
  - 716 (ii) subject to Subsection (1)(b), operate a public safety answering point with any other  
717 contiguous public agency to provide 911 emergency service to any part of the geographic area  
718 within the public agencies' jurisdictions; or
  - 719 (iii) operate a public safety answering point under an agreement with another public  
720 agency that existed before January 1, 2017, to provide 911 emergency service to any part of the  
721 geographic area within the public agencies' jurisdictions.
- 722 (b) A public agency that operates a public safety answering point in connection with a  
723 contiguous public agency shall:
  - 724 (i) provide for the operation of the public safety answering point by interlocal  
725 agreement between the public agencies; and
  - 726 (ii) submit a copy of the interlocal agreement to the director of the Utah  
727 Communications Authority.
- 728 (2) Except as provided in Subsection (3), a public agency may not establish a dispatch  
729 center or a public safety answering point after January 1, 2017.

730 (3) (a) A public agency that operates a public safety answering point established before  
731 January 1, 2017, may:

732 (i) continue to operate the public safety answering point; or

733 (ii) physically consolidate the public safety answering point with another public safety  
734 answering point operated by another contiguous public agency.

735 (b) A county may establish a public safety answering point on or after January 1, 2017,  
736 if no public safety answering point exists in the county.

737 (4) A public agency may, in order to provide funding for operating a public safety  
738 answering point:

739 (a) seek funds from the federal or state government;

740 (b) seek funds appropriated by local governmental taxing authorities to fund a public  
741 safety agency; or

742 (c) seek gifts, donations, or grants from a private [entity] person.

743 (5) Each dispatch center in the state shall enter into an interlocal agreement with the  
744 governing authority of a public safety answering point that serves the county where the  
745 dispatch center is located that provides for:

746 (a) functional consolidation of the dispatch center with the public safety answering  
747 point; and

748 (b) a plan for the public safety answering point to provide 911 emergency service to the  
749 geographic area served by the dispatch center.

750 (6) (a) No public entity may cause or allow a 911 or emergency call box  
751 communication to be redirected to any network other than to the 911 emergency service  
752 network.

753 (b) Each public entity shall comply with Subsection (6)(a) on or before July 1, 2019,  
754 and thereafter.

755 (7) A special service district that operates a public safety answering point or a dispatch  
756 center:

757 (a) shall administer the public safety answering point or dispatch center in accordance

758 with Title 17D, Chapter 1, Special Service District Act; and

759 (b) may raise funds, borrow money, or incur indebtedness for the purpose of  
760 maintaining the public safety answering point or the dispatch center in accordance with:

761 (i) Section [17D-1-105](#); and

762 (ii) Section [17D-1-103](#).

763 (8) No later than January 1, 2021, a public safety answering point shall adopt the  
764 statewide CAD-to-CAD call handling and 911 call transfer protocol adopted by the Utah  
765 Communications Authority board under Subsection [63H-7a-204](#)(17).

766 Section 16. Section **69-2-202** is amended to read:

767 **69-2-202. Agreement between Department of Public Safety and public safety**  
768 **answering point for dispatch services -- Agreement for improving dispatch services.**

769 (1) A public safety answering point shall, before providing dispatch services to the  
770 Department of Public Safety:

771 (a) enter into a written agreement with the Department of Public Safety for providing  
772 dispatch services that specifies:

773 (i) the scope of the services that the public safety answering point will provide; and

774 (ii) the rate that the public safety answering point will charge the Department of Public  
775 Safety for dispatch services; and

776 (b) submit a copy of the agreement to:

777 (i) the director of the Utah Communications Authority; and

778 (ii) the commissioner of the Department of Public Safety.

779 (2) The Department of Public Safety shall, before providing dispatch services to a  
780 public agency as a public safety answering point:

781 (a) enter into a written agreement with the public agency for providing dispatch  
782 services that specifies:

783 (i) the scope of the services that the Department of Public Safety will provide; and

784 (ii) the rate that the Department of Public Safety will charge the public agency for  
785 dispatch services; and

786 (b) submit a copy of the agreement to:

787 (i) the director of the Utah Communications Authority; and

788 (ii) the commissioner of the Department of Public Safety.

789 (3) (a) As used in this Subsection (3), "single answering point" means a public safety  
 790 answering point that is the single public safety answering point serving within a county.

791 (b) No later than December 31, 2020, the Department of Public Safety and a single  
 792 answering point shall enter into an agreement:

793 (i) to reduce or eliminate 911 call transfers, reduce 911 call response time, implement a  
 794 successful CAD-to-CAD call handling system, and increase the efficiency of the dispatch  
 795 services, within the geographical area served by the single answering point; or

796 (ii) providing for the single answering point to provide dispatch services to the  
 797 Department of Public Safety within the geographical area served by the single answering point.

798 Section 17. Section **69-2-203** is amended to read:

799 **69-2-203. Audit of public safety answering points within a county -- Reports --**  
 800 **Consequence of failure to comply.**

801 (1) [~~Before July 1, 2021, and before July 1 of every fourth year beginning in 2025, each~~  
 802 ~~county that is not served by a single, physically consolidated public safety answering point~~  
 803 ~~shall]~~ A county that by June 30, 2024 has not achieved a transfer rate, as defined in Section  
 804 69-2-204, of 2% or less shall:

805 (a) utilize a qualified third party to conduct an audit of each public safety answering  
 806 point within the county[-]; and

807 (b) require the audit to be completed no later than January 1, 2025.

808 (2) [~~(a)~~] The audit described in Subsection (1) shall evaluate:

809 [~~(i)~~] (a) how best to provide the emergency services within the county; [and]

810 (b) what needs to happen for the PSAPs within the county to achieve a transfer rate, as  
 811 defined in Section 69-2-204, of 2% or less; and

812 [~~(ii)~~] (c) whether the county could provide more cost efficient emergency service or  
 813 improve public safety by establishing a single public safety answering point for the county.

814 ~~[(b) The county may request and the Utah Communications Authority Board created in~~  
815 ~~Section [63H-7a-203](#) may grant reimbursement for the costs of each audit described in~~  
816 ~~Subsection (1), up to \$60,000, distributed from the Unified Statewide 911 Emergency Services~~  
817 ~~Account described in Section [63H-7a-304](#).]~~

818 (3) (a) Each public safety answering point shall participate and cooperate in the audit  
819 described in Subsection (1).

820 (b) A public safety answering point that fails to participate and cooperate in the audit  
821 as described in Subsection (1) is ineligible for funding or services provided by the Unified  
822 Statewide 911 Emergency Services Account described in Section [63H-7a-304](#).

823 (4) No later than February 28, 2025, a county required to have an audit conducted  
824 under Subsection (1) shall submit to the Utah Communications Authority:

825 (a) a copy of the audit report; and

826 (b) a written plan of how and when the county will implement the audit  
827 recommendations.

828 (5) A PSAP in a county that fails to comply with the requirements of this section does  
829 not qualify for a distribution of funds under Section [63H-7a-304.5](#).

830 Section 18. Section **69-2-204** is enacted to read:

831 **69-2-204. Public safety answering point 911 call transfer rate requirements.**

832 (1) As used in this section:

833 (a) "Fiscal year" means the period from July 1 of one year to June 30 of the following  
834 year.

835 (b) "Transfer rate" means the percentage of 911 calls that are:

836 (i) received by a public safety answering point during a fiscal year; and

837 (ii) transferred to another location in the state.

838 (2) Subject to Subsection (3), a public safety answering point shall maintain a transfer  
839 rate that is no more than 2%.

840 (3) A public safety answering point with a transfer rate for the fiscal year ending June  
841 30, 2020 that is greater than 2% shall:

842           (a) for the fiscal year ending June 30, 2021, reduce the public safety answering point's  
843 transfer rate to at least 5% less than the transfer rate for the fiscal year ending June 30, 2020;

844           (b) for the fiscal year ending June 30, 2022, reduce the public safety answering point's  
845 transfer rate:

846           (i) to at least 15% less than the transfer rate for the fiscal year ending June 30, 2020; or

847           (ii) to at least 10% less than the transfer rate for the fiscal year ending June 30, 2021;

848 and

849           (c) for the fiscal year ending June 30, 2023, reduce the public safety answering point's  
850 transfer rate to no more than 5%.