

AN ACT

ENTITLED, An Act to integrate state telecommunications, to reconstitute and continue the 911 task force, to regulate the forming of new public safety answering points, and to provide for state contracting of certain emergency communication services.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That chapter 1-13 be amended by adding thereto a NEW SECTION to read as follows:

The functions of State Radio Communications, including its budget funds and FTE allocation, is hereby transferred from the Office of the Attorney General to the Bureau of Information and Telecommunications.

Section 2. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as follows:

The State of South Dakota shall by July 1, 2001, integrate telecommunications functions and facilities of those state agencies, which currently operate their own systems, into one cohesive and integrated network. These agencies currently include State Radio Communications; the Bureau of Information and Telecommunications; the Division of Emergency Management in the Department of Military and Veterans Affairs; Public Broadcasting in the Bureau of Information and Telecommunications; the Department of Game, Fish and Parks; the Department of Transportation; the Division of Forestry in the Department of Agriculture; and the Highway Patrol in the Department of Commerce and Regulation. The Bureau of Information and Telecommunications shall be responsible for development of a state agency integration plan by November 1, 1999.

Section 3. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as follows:

The South Dakota 911 Coordinated Statewide System Task Force created pursuant to § 34-45-18 is hereby continued and shall be expanded to include at least one representative from each of the following groups: the South Dakota Chapter of the Association of Public Safety Communication

Officials, the South Dakota Chapter of National Emergency Numbers Association, the South Dakota Emergency Management Association, the South Dakota Emergency Medical Technicians Association, the South Dakota Firefighters Association, the South Dakota Association of County Commissioners, the South Dakota Municipal League, the South Dakota Police Chiefs Association, the South Dakota Sheriffs Association, and at least one member from an operating public safety answering point system. The task force shall conduct public hearings to develop and recommend standards for operation and utilization of public safety answering points.

Section 4. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as follows:

The task force shall develop a set of minimum technical, operational, and procedural standards for the operation and utilization of a public safety answering point.

Section 5. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as follows:

Each public safety answering point shall obtain a full audit report on 911 traffic from its telephone service provider and provide that information to the task force for use in the preparation of the standards. Each public safety answering point shall provide the audit report to the task force no later than August 2, 1999.

Section 6. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as follows:

Beginning on the effective date of this Act, no new public safety answering points may be established, unless they include two or more local government entities. Nothing in this section prohibits an unserved area from contracting or joining with an existing public safety answering point.

Section 7. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as follows:

The state may contract with any existing public safety answering point to provide emergency

services pursuant to the joint powers provisions of chapter 1-24.

Section 8. That § 1-13-1 be amended to read as follows:

1-13-1. The Bureau of Information and Telecommunications may purchase the necessary apparatus and equipment to construct or establish a broadcasting station at the state capitol at Pierre, South Dakota, which broadcasting station shall be used solely for the transmission of state business and information. The bureau may also purchase receiving sets in such quantities as may be most economical to facilitate the speedy transmission of messages and state information.

The bureau is charged with the operation and maintenance of the broadcasting station.

Section 9. That § 1-13-2 be amended to read as follows:

1-13-2. The Bureau of Information and Telecommunications may locate, construct, establish, equip and maintain such towers, repeater stations and subheadquarters as may be necessary, and for such purpose may acquire by purchase, lease or condemnation all necessary sites and locations in order to install, establish, and operate a state communications system as provided by this chapter.

Section 10. That § 1-13-3 be amended to read as follows:

1-13-3. The Bureau of Information and Telecommunications may employ such operators and assistants and such equipment necessary to carry out the provisions of this chapter. The costs of maintaining and the operation of a state communications system and all receiving sets owned or operated by the bureau shall be paid out of the appropriation for bureau.

Section 11. That § 1-13-5 be amended to read as follows:

1-13-5. The Bureau of Information and Telecommunications may apply for, accept and expend on behalf of the state communications system any appropriations, grants, matching funds, or moneys allotted to the state of South Dakota by the federal government pursuant to any act of Congress of the United States. The funds so received by the state of South Dakota shall be administered and expended under the supervision of the bureau to purchase the necessary apparatus and equipment for new construction and equipment improvements in the state communications system. Such funds shall

be deposited in the state treasury to be paid out on warrants drawn by the state auditor on vouchers approved by the commissioner of the bureau.

Section 12. That § 1-13-6 be amended to read as follows:

1-13-6. Each county within the state shall furnish to its sheriff and deputy sheriff a receiving set which shall be maintained at the expense of the county, and which shall be paid for and shall be the property of the county. All automobiles used by police officers of any municipality, whether publicly or privately owned, shall be equipped with receiving sets at the expense of such municipality. The Bureau of Information and Telecommunications may sell to any county, municipality receiving sets purchased by the bureau, without any profit to the state or to the bureau and the funds received from such sale shall be credited by the state treasurer to the bureau.

Section 13. That § 1-13-7 be amended to read as follows:

1-13-7. Every sheriff, deputy sheriff, police officer, or other person securing a receiving set under the provisions of this chapter, shall make a report to the Bureau of Information and Telecommunications at such times and containing such information as the bureau shall require by rules promulgated pursuant to chapter 1-26.

Section 14. That § 1-13-8 be amended to read as follows:

1-13-8. The Bureau of Information and Telecommunications shall broadcast all police dispatches and reports submitted, which have a reasonable relation to, or connection with, the apprehension of criminals, the prevention of crime, or the maintenance of peace and order in the state. The bureau shall also broadcast any other statement or report upon request of any constitutional officer, or the head of any state department, providing such message relates to state business.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1292

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1292
File No. _____
Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

19____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 19__

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____ , 19____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State