

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

176C0870

SENATE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HB1292** - 3/2/99

Introduced by: Representative Eccarius

1 FOR AN ACT ENTITLED, An Act to make legislative findings and recommendations for
2 improvement to the 911 emergency notification system and to provide for the development
3 of a statewide comprehensive plan.

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

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

7 State Radio Communications, including its budget and FTE allocation, is hereby transferred
8 from the Office of the Attorney General to the Bureau of Information and Technology.
9 technology, the development of technical and operational standards for such a network,
10 oversight of public safety answering points, and relevant regulatory issues. The Bureau of
11 Information and Telecommunications shall develop in cooperation with the groups identified in
12 section 3 of this Act such an integration plan by November 1, 1999.

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

15 The State of South Dakota shall by July 1, 2001, integrate telecommunications functions and
16 facilities of those state agencies, which currently operate their own systems, into one cohesive

1 and integrated network. These agencies currently include State Radio Communications in the
2 Office of the Attorney General; the Bureau of Information and Telecommunications; the Division
3 of Emergency Management in the Department of Military and Veterans Affairs; Public
4 Broadcasting in the Bureau of Information and Telecommunications; the Department of Game,
5 Fish and Parks; the Department of Transportation; the Division of Forestry in the Department
6 of Agriculture; and the Highway Patrol in the Department of Commerce and Regulation. The
7 integration of functions and facilities shall include the transfer of State Radio Communications,
8 including its budget and FTE allocation, from the Office of the Attorney General to the Bureau
9 of Information and Telecommunications.

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

12 The South Dakota 911 Coordinated Statewide System Task Force created pursuant to § 34-
13 45-18 is hereby continued and shall be expanded to include at least one representative from each
14 of the following groups: the South Dakota Chapter of the Association of Public Safety
15 Communication Officials, the South Dakota Chapter of National Emergency Numbers
16 Association, the South Dakota Emergency Management Association, the South Dakota
17 Emergency Medical Technicians Association, the South Dakota Firefighters Association, the
18 South Dakota Association of County Commissioners, the South Dakota Municipal League, the
19 South Dakota Police Chiefs Association, the South Dakota Sheriffs Association, and at least one
20 member from an operating public safety answering point system. The task force shall develop
21 the comprehensive telecommunications plan, conduct public hearings, and seek additional public
22 input as deemed appropriate. The task force shall conduct public hearings to develop and
23 recommend standards for operation and utilization of public safety answering points. The Bureau
24 of Information and Telecommunications shall promulgate rules pursuant to chapter 1-26 to
25 establish standards for the operation and utilization of public safety answering points and shall

1 consider the task force's recommendations in the rule making process.

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

4 The task force shall develop a set of minimum technical, operational, and procedural
5 standards.

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

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

12 Section 6. Beginning on the effective date of this Act, no new public safety answering points
13 may be established. State Radio Communications may enter into a contract or agreement with
14 any public safety answering point to serve the state where appropriate. State Radio
15 Communications may provide 911 services in unserved areas of the state through a joint powers
16 agreement if invited.

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

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

23 Section 8. That chapter 34-45 be amended by adding thereto a NEW SECTION to read as
24 follows:

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

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

1 **BILL HISTORY**

2 2/1/99 First read in House and referred to committee assignment waived. H.J. 286

3 2/2/99 Referred to State Affairs. H.J. 318

4 2/16/99 Scheduled for Committee hearing on this date.

5 2/16/99 State Affairs Do Pass Amended, Passed, AYES 13, NAYS 0. H.J. 559

6 2/19/99 House of Representatives Placed on Calendar. H.J. 645

7 2/22/99 House of Representatives Do Pass Amended, Failed, AYES 33, NAYS 35. H.J. 678

8 2/22/99 Intent to reconsider. H.J. 678

9 2/22/99 House of Representatives Reconsidered, AYES 43, NAYS 27. H.J. 682

10 2/22/99 House of Representatives Do Pass Amended, Passed, AYES 42, NAYS 28. H.J. 683

11 2/23/99 First read in Senate and referred to State Affairs. S.J. 645

12 2/26/99 Scheduled for Committee hearing on this date.

13 2/26/99 State Affairs Deferred to 41st legislative day, AYES 8, NAYS 1. S.J. 710

14 3/1/99 State Affairs Reconsidered, AYES 6, NAYS 1.

15 3/1/99 State Affairs Do Pass Amended, Passed, AYES 6, NAYS 1. S.J. 715