

1 AN ACT relating to reorganization.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 65.7623 is amended to read as follows:

4 (1) There is hereby created the Kentucky 911 Services Board, the "board," consisting of
5 five (5)~~[fifteen (15)]~~ members ***as follows:***

6 ***(a) The executive director of the Office of Homeland Security or a designee;***

7 ***(b) The director of the Division of Emergency Management or a designee;***

8 ***(c) The secretary of the Public Protection Cabinet or a designee;***

9 ***(d) The commissioner of the Department for Local Government or a designee;***

10 ***and***

11 ***(e) One (1) citizen appointed by the Governor who is not an employee of the***
12 ***state or a local government***~~[, eleven (11) of whom shall be voting members~~

13 ~~appointed by the Governor, two (2) of whom shall be voting members who~~
14 ~~shall serve by virtue of their offices, and two (2) shall be nonvoting legislative~~

15 ~~members, as follows: two (2) members shall be employed by or representative~~
16 ~~of the interest of CMRS providers, of which, one (1) shall be a representative~~

17 ~~of a Tier III CMRS provider; two (2) members serving as city officials, one~~
18 ~~(1) of which shall be an elected city official, from a list of four (4) nominees~~

19 ~~submitted by the Kentucky League of Cities; two (2) members serving as~~
20 ~~county officials, both of which shall be elected county officials, from a list of~~

21 ~~four (4) nominees submitted by the Kentucky Association of Counties; one (1)~~
22 ~~member shall be appointed from a list of local exchange landline telephone~~

23 ~~companies' representatives submitted by the Kentucky Telephone Association;~~
24 ~~one (1) member shall be a director of a certified public safety answering point~~

25 ~~operated by a local governmental entity or a consolidated group of local~~
26 ~~governmental entities appointed from lists of candidates submitted to the~~

27 ~~Governor by the Kentucky Firefighters Association, the State Association of~~

1 ~~Chiefs of Police, the Kentucky Sheriff's Association, and the Kentucky~~
2 ~~Ambulance Providers Association; two (2) members shall be appointed from~~
3 ~~lists of candidates submitted to the Governor by the Kentucky Emergency~~
4 ~~Number Association and the Association of Public Communications Officials;~~
5 ~~one (1) member shall be a director of a certified public safety answering point~~
6 ~~operated by a local government entity or a consolidated group of local~~
7 ~~governmental entities; and two (2) nonvoting legislative members to serve~~
8 ~~solely in advisory capacities for terms of two (2) years, one (1) of whom shall~~
9 ~~be a member of the House of Representatives to be appointed by the Speaker~~
10 ~~of the House of Representatives and one (1) of whom shall be a member of~~
11 ~~the Senate to be appointed by the President of the Senate. The commissioner~~
12 ~~of the Department of Kentucky State Police, or the commissioner's designee,~~
13 ~~and the executive director of the Office of Homeland Security, or the~~
14 ~~executive director's designee, also shall be voting members of the board. Any~~
15 ~~vacancy on the board shall be filled in the same manner as the original~~
16 ~~appointment].~~

17 (2) The commissioner of the Department of Kentucky State Police and the executive
18 director of the Office of Homeland Security, **director of the Division of Emergency**
19 **Management, the commissioner of the Department for Local Government, and**
20 **the secretary of the Public Protection Cabinet** shall serve by virtue of their offices.
21 The other **member**~~[nonlegislative members shall be]~~ appointed by the Governor
22 **pursuant to paragraph (e) of subsection (1) of this section shall serve** for a term of
23 four (4) years **concurrent with the term of the appointing Governor** and until a
24 **successor is**~~[their successors are]~~ appointed and qualified~~[, except that of the first~~
25 appointments, one (1) shall be for a term of one (1) year, one (1) shall be for a term
26 of two (2) years, one (1) for a term of three (3) years, and two (2) shall be for a term
27 of four (4) years. Any member missing three (3) consecutive meetings may be

- 1 removed by a majority vote of the remaining voting members].
- 2 (3) The **executive director of the Office of Homeland Security shall serve as chair**
3 **and**~~board shall elect a chair from among its voting members to~~ preside over
4 meetings of the board, which shall be conducted at least four (4) times each year.
5 **The citizen member of the board shall serve as vice chair.** The board shall be
6 subject to the provisions of the Kentucky Open Meetings Act, KRS 61.805 to
7 61.850. The board shall establish a regular meeting schedule for each calendar year.
8 The board shall hold at least two (2) meetings per calendar year in congressional
9 districts other than the one in which Frankfort is located, and shall rotate its
10 traveling meeting locations among the congressional districts before holding
11 another traveling meeting in the same congressional district. A majority of the
12 ~~voting~~ members appointed to the board shall constitute a quorum.
- 13 (4) In addition to the administrator appointed by the **executive director of the Office of**
14 **Homeland Security**~~board~~ under KRS 65.7625, the~~Kentucky~~ Office of
15 Homeland Security shall provide staff services, **office space, and other resources**
16 **necessary to**~~and~~ carry out administrative duties and functions~~as directed by the~~
17 ~~board~~. The board shall be attached to the Kentucky Office of Homeland Security
18 for administrative purposes **but**~~only and~~ shall operate as an independent entity
19 within state government.
- 20 (5) The board members **who serve by virtue of the office** shall serve without
21 compensation but shall be reimbursed in accordance with KRS 45.101 for expenses
22 incurred in connection with their official duties as members of the board. **The**
23 **citizen member of the board may be reimbursed for travel and expenses up to one**
24 **hundred dollars (\$100) per meeting by resolution of the board. In addition to**
25 **reimbursement for travel and expenses, the vice chair of the board shall be**
26 **remunerated in the amount of fifty dollars (\$50) per meeting attended.**
- 27 (6) All administrative costs and expenses incurred in the operation of the board,

1 including payments under subsections (4) and~~[subsection]~~ (5) of this section, shall
2 be paid as reimbursement to the Office of Homeland Security from that portion of
3 the CMRS fund that is authorized under KRS 65.7631(2) to be used by the board
4 for administrative purposes.

5 (7) Prior to June 1 of each year, the Office of Homeland Security shall submit a
6 budget detailing all projected administrative and operation and operational
7 expenses for the subsequent fiscal year to be used by the board in establishing its
8 budget for the upcoming fiscal year.

9 (8) The board may be advised by any permanent or temporary advisory council or
10 councils it may elect to create through its official actions.

11 ➔Section 2. KRS 65.7625 is amended to read as follows:

12 (1) The executive director of the Office of Homeland Security~~[Kentucky 911 Services~~
13 ~~Board]~~ shall appoint a state administrator of commercial mobile radio service
14 emergency telecommunications and~~[The board shall]~~ set the administrator's
15 compensation, the cost of which may be shared by the Office of Homeland
16 Security and the board. The board shall be responsible for any portion of the
17 administrator's salary that is not to be paid by the Office of Homeland Security,
18 with the board's portion of the salary to~~[which shall]~~ be paid from that portion of
19 the CMRS fund that is authorized under KRS 65.7631(2) to be used by the board
20 for administrative purposes.

21 (2) The administrator of CMRS emergency telecommunications shall serve as the
22 coordinator and administrator on behalf of the board, and shall conduct the day-to-
23 day operations of the board.

24 (3) The administrator shall, with the advice of the board, coordinate and direct a
25 statewide effort to expand and improve enhanced emergency telecommunications
26 capabilities and responses throughout the state, including but not limited to the
27 implementation of wireless E911 service requirements of the FCC order and rules

1 and regulations adopted in carrying out that order. In this regard, the administrator
2 shall:

- 3 (a) Obtain, maintain, and disseminate information relating to emergency
4 telecommunications technology, advances, capabilities, and techniques;
- 5 (b) Coordinate and assist in the implementation of advancements and new
6 technology in the operation of emergency telecommunications in the state,
7 including the development and implementation of next generation 911
8 service;
- 9 (c) Implement compliance throughout the state with the wireless E911 service
10 requirements established by the FCC order and any rules or regulations which
11 are or may be adopted by the Federal Communications Commission in
12 carrying out the FCC order; and
- 13 (d) Perform all functions and duties assigned by the board in carrying out the
14 purposes of KRS 65.7621 to 65.7643, including but not limited to making a
15 full report to the board at each meeting of the activities in which the
16 administrator has engaged in the discharge of his or her duties since the
17 previous meeting.

18 ➔Section 3. The General Assembly hereby confirms Executive Order 2017-298,
19 dated May 17, 2017, relating to the reorganization of the Kentucky 911 Services Board, to
20 the extent that it is not otherwise confirmed or superseded by this Act.