

SENATE BILL 1052

E4, P2

8lr1676

By: **Senator Kagan**

Introduced and read first time: February 5, 2018

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **9-1-1 Trust Fund – Public Safety Answering Point – Mandatory Reporting**

3 FOR the purpose of prohibiting a director of a certain public safety answering point from
4 requesting or receiving any money from a certain 9-1-1 Trust Fund unless, under
5 certain circumstances, the director generates certain reports and submits those
6 reports to certain entities; specifying that certain reports are not subject to the Public
7 Information Act; specifying that certain entities may discuss certain information
8 only in certain closed sessions or executive session; and generally relating to 9-1-1
9 service and the 9-1-1 Trust Fund.

10 BY repealing and reenacting, with amendments,
11 Article – Public Safety
12 Section 1-308
13 Annotated Code of Maryland
14 (2011 Replacement Volume and 2017 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16 That the Laws of Maryland read as follows:

17 **Article – Public Safety**

18 1-308.

19 (a) There is a 9-1-1 Trust Fund.

20 (b) **(1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**
21 purposes of the 9-1-1 Trust Fund are to:

22 **[(1)] (I)** reimburse counties for the cost of enhancing a 9-1-1 system;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **[(2)] (II)** pay contractors in accordance with § 1-306(b)(12) of this subtitle;
2 and

3 **[(3)] (III)** fund the coordinator position and staff to handle the increased
4 duties related to wireless enhanced 9-1-1 service under § 1-305 of this subtitle, as an
5 administrative cost.

6 **(2) IF NEXT GENERATION 9-1-1 SERVICES HAVE BEEN DEPLOYED TO**
7 **A PUBLIC SAFETY ANSWERING POINT, THE DIRECTOR OF THE PUBLIC SAFETY**
8 **ANSWERING POINT MAY NOT REQUEST OR RECEIVE ANY MONEY FROM THE 9-1-1**
9 **TRUST FUND UNLESS THE DIRECTOR:**

10 **(I) GENERATES REPORTS TO:**

11 **1. ANALYZE DATA COLLECTED FROM EACH PUBLIC**
12 **SAFETY ANSWERING POINT ON A QUARTERLY BASIS; AND**

13 **2. DETERMINE WHETHER THE GRADE OF SERVICE**
14 **LEVEL IN EACH TIME PERIOD MET A STANDARD OF:**

15 **A. ANSWERING INCOMING CALLS TO EACH PUBLIC**
16 **SAFETY POINT ON A DAILY AVERAGE OF 10 SECONDS OR LESS; AND**

17 **B. HAVING NOT MORE THAN ONE INCOMING CALL TO**
18 **EACH PUBLIC SAFETY ANSWERING POINT OUT OF 100 ATTEMPTS BE BLOCKED**
19 **DURING THE AVERAGE BUSY HOUR; AND**

20 **(II) SUBMITS THE REPORTS GENERATED IN ACCORDANCE WITH**
21 **ITEM (I) OF THIS PARAGRAPH TO:**

22 **1. THE GOVERNING BODY OF EACH COUNTY SERVICED**
23 **BY THE PUBLIC SAFETY ANSWERING POINT THAT IS THE SUBJECT OF THE REPORT;**

24 **2. THE BOARD; AND**

25 **3. THE PUBLIC SERVICE COMMISSION.**

26 **(3) (I) A REPORT SUBMITTED IN ACCORDANCE WITH PARAGRAPH**
27 **(2) OF THIS SUBSECTION IS NOT SUBJECT TO DISCLOSURE UNDER THE PUBLIC**
28 **INFORMATION ACT.**

29 **(II) A GOVERNING BODY OF A COUNTY, THE BOARD, OR THE**
30 **PUBLIC SERVICE COMMISSION MAY DISCUSS SENSITIVE INFORMATION FROM A**
31 **REPORT SUBMITTED IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION**

1 THAT MAY COMPROMISE THE 9-1-1 SYSTEM ONLY IN CLOSED SESSION OR
2 EXECUTIVE SESSION.

3 (c) The 9-1-1 Trust Fund consists of:

4 (1) money from the 9-1-1 fee collected and remitted to the Comptroller
5 under § 1-310 of this subtitle;

6 (2) money from the additional charge collected and remitted to the
7 Comptroller under § 1-311 of this subtitle;

8 (3) money from the prepaid wireless E 9-1-1 fee collected and remitted to
9 the Comptroller under § 1-313 of this subtitle; and

10 (4) investment earnings of the 9-1-1 Trust Fund.

11 (d) Money in the 9-1-1 Trust Fund shall be held in the State Treasury.

12 (e) The Secretary shall administer the 9-1-1 Trust Fund, subject to the
13 guidelines for financial management and budgeting established by the Department of
14 Budget and Management.

15 (f) The Secretary shall direct the Comptroller to establish separate accounts in
16 the 9-1-1 Trust Fund for the payment of administrative expenses and for each county.

17 (g) (1) Any investment earnings shall be credited to the 9-1-1 Trust Fund.

18 (2) The Comptroller shall allocate the investment income among the
19 accounts in the 9-1-1 Trust Fund, prorated on the basis of the total fees collected in each
20 county.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2018.