

## HOUSE BILL NO. HB0126

Emergency call location information.

Sponsored by: Representative(s) Washut, Blackburn, Dayton-Selman, Flitner and Pownall and Senator(s) Anselmi-Dalton, Boner, Ellis, Landen and Nethercott

A BILL

for

1 AN ACT relating to emergency telephone service; requiring  
2 wireless carriers and service suppliers to provide call  
3 location information to law enforcement in emergency  
4 situations as specified; providing immunity; defining  
5 terms; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 16-9-111 is created to read:

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11 **16-9-111. Providing call location information in an**  
12 **emergency.**

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1           (a) At the request of a law enforcement agency  
2 officer or an employee or other agent of a public safety  
3 answering point on behalf of a law enforcement agency, who  
4 is acting in the course of the official duties of the  
5 officer or agent, a wireless carrier or service supplier  
6 shall provide, subject to any limitations under applicable  
7 federal law, available call location information of a  
8 telecommunications device without delay if the officer or  
9 agent asserts:

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11           (i) That the device was used to place a 911 call  
12 requesting emergency assistance; or

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14           (ii) Receipt of an emergency request for call  
15 location information from the device user's guardian or  
16 members of the device user's immediate family and a  
17 reasonable suspicion exists that the device user is  
18 involved in an emergency situation that involves the risk  
19 of death or serious physical harm.

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21           (b) If a law enforcement agency officer, or an  
22 employee or other agent of a public safety answering point  
23 acting on behalf of such an officer, submits a request for

1 location information to a wireless carrier or service  
2 supplier under subsection (a) of this section, the law  
3 enforcement agency employing the officer shall maintain a  
4 record of the request that includes each of the following:

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6 (i) The name of the officer or agent making the  
7 request or, in the case of a request made by an agent, the  
8 name of the officer on whose behalf the agent is acting;

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10 (ii) A description of the request that explains  
11 the need for disclosure of location information;

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13 (iii) A declaration that disclosure of location  
14 information is needed based on the conditions described in  
15 paragraph (a)(i) or (ii) of this section.

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17 (c) A wireless carrier or service supplier may  
18 establish protocols by which the carrier or supplier  
19 voluntarily discloses call location information.

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21 (d) The statewide 911 coordinator shall obtain direct  
22 contact information from all wireless carriers and service  
23 suppliers authorized to do business in this state to

1 facilitate a request from a law enforcement agency or a  
2 public safety answering point on behalf of a law  
3 enforcement agency for call location information under this  
4 section. All wireless carriers and service suppliers shall  
5 inform the statewide 911 coordinator of any changes to  
6 their direct contact information. The statewide 911  
7 coordinator shall disseminate the direct contact  
8 information to each public safety answering point in this  
9 state.

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11 **Section 2.** W.S. 16-9-102(a)(x) and by creating a new  
12 paragraph (xviii) and 16-9-108 are amended to read:

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14 **16-9-102. Definitions.**

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16 (a) As used in this act:

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18 (x) "This act" means W.S. 16-9-101 through  
19 ~~16-9-110~~ 16-9-111;

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21 (xviii) "Law enforcement agency" means as  
22 defined in W.S. 7-3-902(a)(i).

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1           **16-9-108. Immunity for providers.**

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3 No basic emergency service provider or service supplier and  
4 no employee or agent thereof shall be liable to any person  
5 or entity for infringement or invasion of the right of  
6 privacy of any person caused or claimed to have been  
7 caused, directly or indirectly, by any act or omission in  
8 connection with the installation, operation, maintenance,  
9 removal, presence, condition, occasion or use of emergency  
10 service features, automatic number identification, ~~or~~  
11 automatic location identification services or provision in  
12 an emergency of call location information and the equipment  
13 associated therewith, including the identification of the  
14 telephone number, address or name associated with the  
15 telephone used by the person accessing 911 service,  
16 wireless automatic number identification, wireless  
17 automatic location identification service or text to 911  
18 service. A governmental entity, public safety agency, local  
19 exchange access company, telephone exchange access company  
20 or wireless carrier that provides access to an emergency  
21 system or any officers, agents or employees thereof is not  
22 liable as a result of any act or omission except willful  
23 and wanton misconduct or gross negligence in connection

1 with developing, adopting, operating or implementing  
2 emergency telephone service, enhanced wireless 911 service,  
3 text to 911 service or any 911 system. No public service  
4 answering point, wireless carrier, service supplier or any  
5 other person shall be civilly or criminally liable for  
6 providing call location information pursuant to  
7 W.S. 16-9-111.

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9 **Section 3.** This act is effective July 1, 2020.

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(END)