

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 16-1026.01 Jennifer Berman x3286

SENATE BILL 16-183

SENATE SPONSORSHIP

Scheffel and Kerr,

HOUSE SPONSORSHIP

Williams and Lawrence,

Senate Committees

Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 **CONCERNING A CLARIFICATION OF THE GENERAL ASSEMBLY'S INTENT**
102 **TO MAINTAIN THE PUBLIC UTILITIES COMMISSION'S AUTHORITY**
103 **OVER BASIC EMERGENCY SERVICES WHILE PROHIBITING THE**
104 **REGULATION OF INTERNET-PROTOCOL-ENABLED SERVICES BY**
105 **DEFINING THE TERM "BASIC EMERGENCY SERVICE" IN A**
106 **MANNER THAT IS CONSISTENT WITH SUCH INTENT.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill defines "basic emergency service" to mean the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

Capital letters indicate new material to be added to existing statute.

Dashes through the words indicate deletions from existing statute.

SENATE
Amended 2nd Reading
April 28, 2016

aggregation and transportation of a 911 call by a basic emergency service provider (BESP) to a point of interconnection with a public safety answering point (PSAP), regardless of the technology used by the BESP to provide the service, but does not include:

- ! The portion of a 911 call provided by an originating service provider through use of voice-over-internet-protocol service, internet-protocol-enabled service, or commercial mobile radio service;
- ! The services provided by an intermediary aggregation service provider;
- ! The delivery of a 911 call from the originating service provider or an intermediary aggregation service provider to a point of interconnection with the BESP; or
- ! The delivery of a 911 call from the point of interconnection between the BESP and a PSAP to the PSAP facility that receives and processes the 911 call.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. In Colorado Revised Statutes, add part 3 to article**
3 **11 of title 29 as follows:**

4 **PART 3**

5 **LEGISLATIVE INTERIM COMMITTEE ON 911 OVERSIGHT,**

6 **OUTAGE REPORTING, AND RELIABILITY**

7 **29-11-301. Legislative interim committee on 911 oversight,**
8 **outage reporting, and reliability - creation - membership. (1)(a) FOR**
9 **THE PURPOSE OF STUDYING THE ISSUES SURROUNDING, AND MAKING**
10 **FINDINGS AND RECOMMENDATIONS FOR THE IMPROVEMENT OF, THE**
11 **DEPLOYMENT OF 911 SERVICE IN THE STATE OF COLORADO, THERE IS**
12 **HEREBY CREATED THE LEGISLATIVE INTERIM COMMITTEE ON 911**
13 **OVERSIGHT, OUTAGE REPORTING, AND RELIABILITY, REFERRED TO IN THIS**
14 **PART 3 AS THE COMMITTEE.**

15 **(b) THE COMMITTEE CONSISTS OF TWENTY-THREE MEMBERS, SIX**
16 **OF WHOM ARE MEMBERS OF THE COLORADO GENERAL ASSEMBLY. THE**

1 MEMBERS SHALL BE APPOINTED AS FOLLOWS:

2 (I) THE SENATE PRESIDENT SHALL APPOINT:

3 (A) TWO MEMBERS OF THE SENATE TO SERVE AS VOTING MEMBERS
4 OF THE COMMITTEE, ONE OF WHOM THE SENATE PRESIDENT SHALL
5 DESIGNATE AS THE CHAIR OF THE COMMITTEE;

6 (B) A REPRESENTATIVE OF THE PUBLIC SAFETY ANSWERING POINT
7 COMMUNITY TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

8 (C) AN EMPLOYEE OF THE ATTORNEY GENERAL'S OFFICE TO SERVE
9 AS A NONVOTING MEMBER OF THE COMMITTEE; AND

10 (D) TWO REPRESENTATIVES OF RURAL TELECOMMUNICATIONS
11 PROVIDERS, AS THAT TERM IS DEFINED IN SECTION 40-15-102 (24.5),
12 C.R.S., TO SERVE AS NONVOTING MEMBERS OF THE COMMITTEE;

13 (II) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL
14 APPOINT:

15 (A) TWO MEMBERS OF THE HOUSE OF REPRESENTATIVES TO SERVE
16 AS VOTING MEMBERS OF THE COMMITTEE, ONE OF WHOM THE SPEAKER
17 SHALL DESIGNATE AS THE VICE-CHAIR OF THE COMMITTEE;

18 (B) A MEMBER OF THE COLORADO STATE FIRE CHIEFS
19 ASSOCIATION TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

20 (C) A MEMBER OF THE COUNTY SHERIFFS OF COLORADO TO SERVE
21 AS A NONVOTING MEMBER OF THE COMMITTEE; AND

22 (D) TWO REPRESENTATIVES OF CABLE
23 VOICE-OVER-INTERNET-PROTOCOL SERVICE PROVIDERS, AS THAT TERM IS
24 DEFINED IN SECTION 40-15-102 (33), C.R.S., TO SERVE AS NONVOTING
25 MEMBERS OF THE COMMITTEE;

26 (III) THE MINORITY LEADER OF THE SENATE SHALL APPOINT:

27 (A) ONE MEMBER OF THE SENATE TO SERVE AS A VOTING MEMBER

1 OF THE COMMITTEE;

2 (B) ONE MEMBER OF THE EMERGENCY MEDICAL SERVICES
3 ASSOCIATION OF COLORADO TO SERVE AS A NONVOTING MEMBER OF THE
4 COMMITTEE; AND

5 (C) ONE MEMBER OF THE COLORADO PROFESSIONAL FIRE
6 FIGHTERS ASSOCIATION TO SERVE AS A NONVOTING MEMBER OF THE
7 COMMITTEE;

8 (IV) THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES
9 SHALL APPOINT:

10 (A) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES TO SERVE
11 AS A VOTING MEMBER OF THE COMMITTEE; AND

12 (B) TWO REPRESENTATIVES OF COMMERCIAL MOBILE RADIO
13 SERVICE PROVIDERS, AS THAT TERM IS DEFINED IN SECTION 40-15-102
14 (4.5), C.R.S., TO SERVE AS NONVOTING MEMBERS OF THE COMMITTEE; AND

15 (V) THE GOVERNOR SHALL APPOINT:

16 (A) A MEMBER OF THE COLORADO ASSOCIATION OF CHIEFS OF
17 POLICE TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

18 (B) A REPRESENTATIVE OF BASIC EMERGENCY SERVICE PROVIDERS
19 TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

20 (C) A REPRESENTATIVE OF THE COLORADO MUNICIPAL LEAGUE
21 TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE; ___

22 (D) A REPRESENTATIVE FROM COLORADO COUNTIES,
23 INCORPORATED TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

24 AND

25 (E) A REPRESENTATIVE OF AN ORGANIZATION THAT REPRESENTS
26 THE SENIOR POPULATION TO SERVE AS A NONVOTING MEMBER OF THE
27 COMMITTEE.

1 (c) (I) THE APPOINTING AUTHORITIES LISTED IN PARAGRAPH (b) OF
2 THIS SUBSECTION (1) SHALL MAKE THEIR APPOINTMENTS TO THE
3 COMMITTEE NO LATER THAN JUNE 1, 2016.

4 (II) EACH MEMBER OF THE COMMITTEE SERVES AT THE PLEASURE
5 OF THE AUTHORITY WHO APPOINTED THE MEMBER.

6 (2) THE NONVOTING MEMBERS OF THE COMMITTEE SERVE
7 WITHOUT COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

8 (3) THE COMMITTEE SHALL MEET AT THE CALL OF THE CHAIR AS
9 OFTEN AS FOUR TIMES DURING THE 2016 INTERIM. THE COMMITTEE MAY
10 UTILIZE THE LEGISLATIVE COUNCIL STAFF AND THE OFFICE OF LEGISLATIVE
11 LEGAL SERVICES TO ASSIST THE COMMITTEE.

12 **29-11-302. Purpose of interim committee - study.** (1) THE
13 INTERIM COMMITTEE SHALL:

14 (a) STUDY AND INVESTIGATE OTHER STATES' LAWS, RULES, AND
15 PRACTICES CONCERNING 911 OVERSIGHT, OUTAGE REPORTING, AND
16 RELIABILITY;

17 (b) CONSIDER WHETHER EXISTING LAWS, RULES, AND PRACTICES
18 IN COLORADO PROVIDE SUFFICIENT PROTECTION FOR THE 911 NEEDS OF
19 COLORADO; AND

20 (c) STUDY AND DETERMINE WHETHER THE CURRENT FUNDING
21 SOURCES AND AMOUNT OF FUNDING ARE SUFFICIENT FOR PROVIDING
22 EXISTING 911 SERVICE AND TRANSITIONING TO NEXT-GENERATION 911
23 SERVICE.

24 **29-11-303. Repeal.** THIS PART 3 IS REPEALED, EFFECTIVE JULY 1,
25 2017.

26 **SECTION 2. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.