

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB435 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Terry ODonnell

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 SENATE BILL NO. 435

By: Seifried of the Senate

and

O'Donnell of the House

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9 FLOOR SUBSTITUTE

10 An Act relating to public health and safety; amending
11 63 O.S. 2021, Section 2871, as amended by Section 12,
12 Chapter 258, O.S.L. 2023 (63 O.S. Supp. 2023, Section
13 2871), which relates to the Regional Emergency 9-1-1
14 Services Act; removing prohibition on the
15 establishment of new public safety answering points;
16 and declaring an emergency.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 63 O.S. 2021, Section 2871, as
19 amended by Section 12, Chapter 258, O.S.L. 2023 (63 O.S. Supp. 2023,
20 Section 2871), is amended to read as follows:

21 Section 2871. A. This act shall be known and may be cited as
22 the "Regional Emergency 9-1-1 Services Act".

23 B. It is the purpose of the Regional Emergency 9-1-1 Services
24 Act to encourage formation of emergency communication districts in

1 order to provide efficient delivery of emergency 9-1-1 service
2 throughout the state.

3 C. The Regional Emergency 9-1-1 Services Act shall not apply to
4 any 9-1-1 system or public agency participating in a 9-1-1 system
5 that was established prior to January 1, 2017, and that had adopted
6 Phase II 9-1-1 service by that date.

7 ~~D. A new public safety answering point shall not be established~~
8 ~~after July 1, 2024, unless the new public safety answering point is~~
9 ~~established as a result of:~~

10 ~~1. A consolidation with an existing public safety answering~~
11 ~~point; or~~

12 ~~2. A replacement of an existing public safety answering point.~~

13 ~~E.~~ For the purposes of this section:

14 1. "District" means an emergency communication district;

15 2. "Emergency communication district" means a district formed
16 pursuant to the Regional Emergency 9-1-1 Services Act to deliver
17 emergency 9-1-1 services on a regional basis;

18 3. "9-1-1 system" means an entity that processes emergency 9-1-
19 1 calls through a public safety answering point;

20 4. "Participating public agency" means a public agency that is
21 included in a district;

22 5. "Principal municipality" means the municipality with the
23 largest population in a district; and

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1 6. "Public agency" means any city, town, county, municipal
2 corporation, public district, public trust, substate planning
3 district, public authority or tribal authority located within this
4 state which provides or has authority to provide firefighting, law
5 enforcement, ambulance, emergency medical or other emergency
6 services.

7 ~~F.~~ E. On or before December 31, 2017, all public agencies in
8 this state shall form regional emergency communication districts for
9 the purpose of creating an area-wide emergency 9-1-1 system for
10 their respective jurisdictions. The territory of the district shall
11 be coextensive with the territory of the regional substate planning
12 district unless a different territory is approved by the Oklahoma 9-
13 1-1 Management Authority. If a public agency is situated in more
14 than one such territory, it shall become part of the district in
15 which it is principally located. If, due to the effect of
16 subsection C of this section, the majority of the participating
17 public agencies located in the territory of a proposed district
18 determine that it would be in the best interests of their citizens,
19 they may request inclusion in an adjacent district.

20 ~~G.~~ F. The public agencies to be included in each district may
21 form the district by entering into local cooperative agreements
22 which shall establish a governance structure and provide for the
23 joint implementation, funding, operation, and management of the
24 district.

1 ~~H.~~ G. If the public agencies in a region are unable to develop
2 a local cooperative agreement by December 31, 2017, they shall be
3 included in an emergency communication district that is governed by
4 a board of directors consisting of an appointee by each public
5 agency that was authorized by its voters to fund a 9-1-1 system
6 prior to the formation of the district, one appointee elected by a
7 majority of the remaining public agencies in the district, and an
8 additional appointee by the principal municipality in the district
9 who shall serve as chair of the board.

10 ~~F.~~ H. Unless otherwise provided by agreement, any participating
11 public agency that had been authorized by its voters to fund a 9-1-1
12 system prior to the formation of the district shall retain control
13 of the property, operation, and funding of its system; provided,
14 however, the district may contract with such participating public
15 agency to include the agency's system in the district's master
16 implementation plan. To the extent practicable, the district shall
17 not duplicate the equipment or answering point services already
18 provided by a participating public agency. A user of one or more
19 communication services subject to the payment of fees or taxes for
20 an emergency 9-1-1 system shall not be charged for more than one
21 such fee or tax for each service.

22 ~~J.~~ I. An emergency communication district shall have power to
23 make all contracts to carry out the purposes of the Regional
24 Emergency 9-1-1 Services Act, purchase and convey real property,

1 impose service fees authorized for public agencies for the provision
2 of 9-1-1 service, appoint a manager of the district, and adopt rules
3 and policies for the operation of the district.

4 ~~K.~~ J. Within one (1) year after the effective date of the
5 formation of the district, the board of directors shall submit its
6 master plan to deliver Phase II emergency 9-1-1 service throughout
7 its territory to the Oklahoma 9-1-1 Management Authority for
8 approval. The Authority shall have the power to prescribe the terms
9 of the plan and to approve or disapprove the master plan.

10 Additionally, the Authority shall have the power to request the Tax
11 Commission to escrow the wireless fees attributable to the public
12 agencies which have not submitted a master plan or which have not
13 complied with the terms of the master plan.

14 ~~L.~~ K. An emergency communication district shall operate on a
15 fiscal year beginning July 1. It shall adopt an annual budget and
16 cause to be prepared an independent financial audit annually. As
17 soon as practicable after the end of the fiscal year, the district
18 shall deliver to each participating public agency an annual report
19 showing in detail the operations of the district.

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1 SECTION 2. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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