

Unofficial Draft Copy

As of: April 25, 2016 (8:14am)

LCET03

**** Bill No. ****

Introduced By *****

By Request of the Energy and Telecommunications Interim Committee

A Bill for an Act entitled: "An Act generally revising 9-1-1 funding collection and allocation laws; granting the department rulemaking authority; revising the allocation of 9-1-1 fees; establishing accounts for 9-1-1 distributions; establishing a local government 9-1-1 grant program; providing criteria and priority for the grant program; transferring funds; amending sections 10-4-101, 10-4-102, 10-4-103, 10-4-114, 10-4-201, and 17-7-502, MCA; repealing sections 10-4-104, 10-4-111, 10-4-112, 10-4-113, 10-4-114, 10-4-115, 10-4-121, 10-4-125, 10-4-126, 10-4-301, 10-4-302, 10-4-303, 10-4-311, 10-4-312, and 10-4-313, MCA; and providing effective dates."

Be it enacted by the Legislature of the State of Montana:

NEW SECTION. Section 1. Local government entities and funding. If the department through its monitoring process determines that a local government entity that hosts a public safety answering point is not using funds in the manner prescribed in this chapter, or has failed to provide information required by the department, the department may, after notice and hearing, suspend payment to the local government entity. The local government entity is not eligible to receive funds until the department determines that the local government is complying

with department requirements or has provided the requested information.

NEW SECTION. **Section 2. Establishment of 9-1-1 accounts.**

(1) There is established in the state special revenue fund in the state treasury an account for fees collected for 9-1-1 services pursuant to 10-4-201.

(2) Funds in the account are statutorily appropriated to the department, as provided in 17-7-502. Except as provided in subsection (3), beginning July 1, 2018, funds that are not used for the administration of this chapter by the department are allocated as follows:

(a) 75% of the account must be deposited in an account for distribution to local government entities that host public safety answering points in accordance with [section 3]; and

(b) 25% of the account must be deposited in an account for distribution in the form of grants to local governments in accordance with [section 4].

(3) All money received by the department of revenue pursuant to 10-4-201 must be paid to the state treasurer for deposit in the appropriate account.

(4) The accounts established in subsections (1) and (2) retain interest earned from the investment of money in the accounts.

NEW SECTION. **Section 3. Distribution of 9-1-1 systems account by department.** (1) For the first quarter of the 2019

fiscal year and for each quarter after that, the department shall make quarterly distributions of the account established for local government entities that host public safety answering points pursuant to [section 2(2)(a)], and each public safety answering point shall receive an allocation of the total quarterly balance of the account.

(2) The department shall allocate the total quarterly balance of the account provided for in [section 2(2)(a)] as follows:

(a) an amount equal to 1% of the total quarterly balance of the account to each local government entity that host a public safety answering point; and

(b) the remainder allocated on a per capita basis to each local government entity that hosts a public safety answering point.

NEW SECTION. Section 4. 9-1-1 grants. (1) The department shall, in consultation with the advisory council created pursuant to 10-4-102(2), award competitive grants annually using the account established for local governments pursuant to [section 2(2)(b)]. Beginning July 1, 2018, grants must be awarded to local governments in accordance with this section and rules adopted by the department in accordance with 10-4-114.

(2) Except as provided in subsection (3), grants may be awarded to local governments for:

- (a) emergency telecommunications systems plans;
- (b) project feasibility studies or project plans;

(c) the purchase of 9-1-1 systems, equipment, devices and data; and

(d) the purchase of services that support 9-1-1 systems.

(3) In awarding grants, the department shall give priority to grant requests that include participation and commitment by a private telecommunications provider for services to support 9-1-1 systems.

(4) Nothing in this section prevents a local government from:

(a) providing grant money received by the local government in accordance to this section to a private telecommunications provider for 9-1-1 purposes; or

(b) collaborating with another local government on a joint grant application.

Section 5. Section 10-4-101, MCA, is amended to read:

"10-4-101. Definitions. As used in this chapter, unless the context requires otherwise, the following definitions apply:

~~(1) "Allowable costs" means the actual costs associated with upgrading, purchasing, programming, installing, testing, operating, and maintaining data, hardware, and software necessary to comply with federal communications commission orders for the delivery of 9-1-1 calls and data as set forth in 47 CFR 20.18.~~

~~(2) "Basic 9-1-1 account" means the 9-1-1 emergency telecommunications account established in 10-4-301(1)(a).~~

~~(3) "Basic 9-1-1 service" means a telephone service meeting the standards established in 10-4-103 that automatically connects~~

~~a person dialing the digits 9-1-1 to an established public safety answering point.~~

~~(4) "Basic 9-1-1 system" includes equipment for connecting and outswitching 9-1-1 calls within a telephone central office, trunking facilities from the central office to a public safety answering point, and equipment, as appropriate, that is used for transferring the call to another point, when appropriate, and that is capable of providing basic 9-1-1 service.~~

~~(5)(1) "Commercial mobile radio service" means:~~

~~(a) a mobile service that is:~~

~~(i) provided for profit with the intent of receiving compensation or monetary gain;~~

~~(ii) an interconnected service; and~~

~~(iii) available to the public or to classes of eligible users so as to be effectively available to a substantial portion of the public; or~~

~~(b) a mobile service that is the functional equivalent of a mobile service described in subsection (5)(a) (1)(a).~~

~~(6)(2) "Department" means the department of administration provided for in Title 2, chapter 15, part 10.~~

~~(7) "Direct dispatch" means a 9-1-1 service in which a public safety answering point, upon receipt of a telephone request for emergency services, provides for a decision as to the proper action to be taken and for dispatch of appropriate emergency service units.~~

~~(8) "Emergency" means an event that requires dispatch of a public or private safety agency.~~

(3) "Emergency communications" means the transmission of voice, video, or electronic data involving the safety of human life and protection of property from one device to another.

~~(9)~~(4) "Emergency services" means services provided by a public or private safety agency, including law enforcement, firefighting, ambulance or medical services, and civil defense services.

~~(10) "Enhanced 9-1-1 account" means the 9-1-1 emergency telecommunications account established in 10-4-301(1)(b).~~

~~(11) "Enhanced 9-1-1 service" means telephone service that meets the requirements for basic 9-1-1 service and that consists of selective routing with the capability of automatic number identification and automatic location identification at a public safety answering point enabling users of the public telecommunications system to request emergency services by dialing the digits 9-1-1.~~

~~(12) "Enhanced 9-1-1 system" includes customer premises equipment that is directly related to the operation of an enhanced 9-1-1 system, including but not limited to automatic number identification or automatic location identification controllers and display units, printers, and software associated with call detail recording, and that is capable of providing enhanced 9-1-1 service.~~

~~(13)~~(5) "Exchange access services" means:

(a) telephone exchange access lines or channels that provide local access from the premises of a subscriber in this state to the local telecommunications network to effect the

transfer of information; and

(b) unless a separate tariff rate is charged for the exchange access lines or channels, any facility or service provided in connection with the services described in subsection ~~(13)(a)~~ (5)(a).

~~(14) A "9-1-1 jurisdiction" means a group of public or private safety agencies who operate within or are affected by one or more common central office boundaries and who have agreed in writing to jointly plan a 9-1-1 emergency telephone system.~~

(6) "Local government" has the meaning as defined in 7-11-1002.

~~(15)(7)~~ "Per capita basis" means a calculation made to allocate a monetary amount for each person residing within the jurisdictional boundary of a county according to the most recent decennial census or population estimate compiled by the United States bureau of the census.

~~(16) "Phase I wireless enhanced 9-1-1" means a 9-1-1 system that automatically delivers number information to the public safety answering point for wireless calls.~~

~~(17) "Phase II wireless enhanced 9-1-1" means a 9-1-1 system that automatically delivers number information and location information to the public safety answering point for wireless calls.~~

~~(18) "Place of primary use" means the primary business or residential street address location at which an end-use customer's use of the commercial mobile radio service primarily occurs.~~

Unofficial Draft Copy

As of: April 25, 2016 (8:14am)

LCET03

~~(19)~~(8) "Private safety agency" means any entity, except a public safety agency, providing emergency fire, ambulance, or medical services.

~~(20)~~(9) "Provider" means a public utility, a cooperative telephone company, or any other entity that provides ~~telephone exchange~~ telecommunications access services.

~~(21)~~(10) "Public safety agency" means ~~the state and any city, county, city-county consolidated government, municipal corporation, chartered organization, public district, or public authority located in whole or in part within this state that provides or has authority to provide emergency services~~ a functional division of a local government or the state that dispatches or provides law enforcement, firefighting, emergency medical services, or other emergency services.

~~(22)~~(11) "Public safety answering point" means a communications facility operated on a 24-hour basis that first receives ~~9-1-1 calls~~ emergency communications from persons in ~~a 9-1-1 service area~~ requesting emergency services and that may, as appropriate, directly dispatch ~~public or private safety~~ emergency services or transfer or relay ~~9-1-1 calls~~ the emergency communications to appropriate public safety agencies.

~~(23)~~(12) "Relay" means a 9-1-1 service in which a public safety answering point, upon receipt of a telephone request for emergency services, notes the pertinent information from the caller and relays the information to the appropriate public safety agency, other agencies, or other providers of emergency services for dispatch of an emergency unit.

Unofficial Draft Copy

As of: April 25, 2016 (8:14am)

LCET03

~~(24)~~(13) "Subscriber" means an end user who receives telephone exchange access services or who contracts with a wireless provider for commercial mobile radio services.

(14) "9-1-1 systems" means any telecommunications facilities, circuits, equipment, device, software, and associated contracted services for the transmission of emergency communications. 9-1-1 systems include the transmission of emergency communications from persons requesting emergency services to a primary public safety answering point and communications systems for the direct dispatch, relay, transfer of emergency communications and the transmission of emergency communications to and from a public safety answering point to and from emergency service units.

~~(25)~~(15) "Transfer" means a ~~9-1-1~~ service in which a public safety answering point, upon receipt of a telephone request for emergency services, directly transfers the request to an appropriate public safety agency or other ~~provider of emergency services~~ provider.

~~(26) "Wireless enhanced 9-1-1" means either phase I wireless enhanced 9-1-1 or phase II wireless enhanced 9-1-1.~~

~~(27) "Wireless enhanced 9-1-1 account" means the wireless enhanced 9-1-1 account established in 10-4-301.~~

~~(28)~~(16) "Wireless provider" means an entity, as defined in 35-1-113, that is authorized by the federal communications commission to provide facilities-based commercial mobile radio service within this state."

{ *Internal References to 10-4-101:*

2-17-506x 2-17-506x 7-31-201x 7-31-203x
53-19-306x }

Section 6. Section 10-4-102, MCA, is amended to read:

"10-4-102. Department of administration duties and powers.

~~(1) The department shall assist in the development of basic and enhanced 9-1-1 systems in the state. The department shall:~~

~~— (a) establish procedures for determining and evaluating requests for variations from basic or enhanced 9-1-1 service;~~

~~— (b) upon request of a 9-1-1 jurisdiction, assist in planning a basic or enhanced 9-1-1 system;~~

~~— (c) establish criteria for evaluating basic and enhanced 9-1-1 system plans;~~

~~— (d) monitor implementation of approved basic and enhanced 9-1-1 system plans for compliance with the plan and use of funding; and~~

~~— (e) as it finds necessary, report to the legislature the progress made in implementing statewide basic and enhanced 9-1-1 systems and in implementing wireless enhanced 9-1-1 services.~~

~~There is a 9-1-1 program administered by the department.~~

(2) The department shall:

(a) allocate and distribute 9-1-1 fees;

(b) provide grants in accordance with [section 4] to local governments. In awarding the grants the department shall review and approve requests for funding in accordance with [section 4];

(c) monitor the expenditure of program funds for:

(i) 9-1-1 purposes by local government entities that host

public safety answering points; and

(ii) allowable uses of grant funds by local governments.

~~(2)(3)~~ The department shall obtain input from all 9-1-1 jurisdictions by creating an advisory council to participate in development and implementation of the 9-1-1 program in the state. The council must be established pursuant to 2-15-122. The highway patrol, emergency medical services organizations, telephone companies, the associated public safety communicators, the department of emergency services, police departments, sheriff's offices, local citizens, organizations, and other public safety organizations may submit recommendations for membership on the advisory council.

~~(3) The department may request information from a specific 9-1-1 jurisdiction as determined necessary for the department to fulfill its duties under this chapter. If a 9-1-1 jurisdiction does not comply with the request, the department may suspend distributions to the 9-1-1 jurisdiction as provided in 10-4-302(4).~~

(4) The department, in fulfilling its duties pursuant to subsection (2), may request necessary information from local governments. If a local government does not comply with the request, the department may withhold funding distributions as provided for in [section 1]"

{ Internal References to 10-4-102:
10-4-111 10-4-112 10-4-125 10-4-302 }

Section 7. Section 10-4-103, MCA, is amended to read:

"10-4-103. Emergency telephone system requirements. (1)

Every public and private safety agency in this state may establish or participate in a ~~basic or enhanced~~ 9-1-1 system.

(2) A ~~basic~~ 9-1-1 system must include:

(a) a 24-hour communications facility automatically accessible anywhere in the ~~9-1-1 jurisdiction's~~ public safety answering point's service area by dialing 9-1-1;

(b) direct dispatch of public and private safety services in the ~~9-1-1 jurisdiction~~ public safety answering point's service area or relay or transfer of 9-1-1 ~~calls~~ communications to an appropriate public or private safety agency; and

(c) a 24-hour communications facility equipped with at least two trunk-hunting local access circuits provided by the local telephone company's central office.

(3) ~~An enhanced~~ A 9-1-1 system must include, in addition to the requirements for a ~~basic 9-1-1 system~~ of subsection (2):

(a) automatic number identification that automatically identifies and displays the calling telephone number at the public safety answering point; and

(b) automatic location identification that automatically identifies and displays the ~~address~~ location of the calling telephone at the public safety answering point.

(4) The primary emergency telephone number within the state is 9-1-1, but a public safety answering point shall maintain both a separate seven-digit secondary emergency number for use by the telephone company operator and a separate seven-digit nonemergency number."

{ Internal References to 10-4-103:

10-4-101a	10-4-104r	10-4-111r	10-4-111r
10-4-112r	10-4-112r	10-4-112r	10-4-121r
10-4-126r}			

Section 8. Section 10-4-114, MCA, is amended to read:

"10-4-114. Rulemaking authority. (1) The department may adopt rules to implement the provisions of this chapter. ~~The rules may include but are not limited to:~~

- ~~—— (1) establishing procedures to evaluate and make determinations on requests for a variation of the basic or enhanced 9-1-1 service;~~
- ~~—— (2) establishing evaluation criteria for basic and enhanced 9-1-1 systems plans;~~
- ~~—— (3) establishing requirements for program participation by public and private safety agencies;~~
- ~~—— (4) establishing guidelines for the distribution of funds;~~
and
- ~~—— (5) establishing requirements regarding applications for reimbursement for allowable costs to wireless providers for enabling wireless enhanced 9-1-1 services.~~

(2) Before July 1, 2018, the department shall adopt rules to implement the provisions of this chapter. The rules shall include, but are not limited to:

(a) allocation and distribution procedures for funding authorized in [section 2];

(b) procedures for grant funding authorized in [section 4].

The rules for grant funding must include, but are not limited to:

(i) eligibility requirements for entities applying for grants;

(ii) criteria for awarding grants; and

(iii) reporting procedures for grant recipients; and

(c) post-disbursement activities by the department to monitor the use of funding by local governments including:

(i) reporting requirements; and

(ii) procedures for repayment of funds expended on activities determined not to meet eligibility requirements.

(3) The department shall adopt rules in accordance with the Montana Administrative Procedure Act provided for in Title 2, chapter 4, to implement the provisions of this section."

{Internal References to 10-4-114: None.}

Section 9. Section 10-4-201, MCA, is amended to read:

"10-4-201. Fees imposed for 9-1-1 services. (1) Except as provided in 10-4-202:

(a) for ~~basic~~ 9-1-1 services, a fee of 25 75 cents a month per access line on each service subscriber in the state is imposed on the amount charged for telephone exchange access services, wireless telephone service, or other ~~9-1-1~~ emergency telecommunications accessible services for the administration of 9-1-1 programs in accordance with [section 3]; and

~~(b) for enhanced 9-1-1 services, a fee of 25 cents a month per access line on each service subscriber in the state is imposed on the amount charged for telephone exchange access services, wireless telephone service, or other 9-1-1 accessible~~

~~services; and~~

~~(c) for wireless enhanced 9-1-1 services, a fee of 50 25 cents a month per access line or subscriber in the state is imposed on the amount charged for telephone exchange access services, wireless telephone service, or other ~~9-1-1~~ emergency telecommunications accessible services for grants provided in accordance with [section 4].~~

(2) The subscriber paying for exchange access line services is liable for the fees imposed by this section.

(3) The provider shall collect the fees. The amount of the fees collected by the provider is considered payment by the subscriber for that amount of fees.

(4) Any return made by the provider collecting the fees is prima facie evidence of payments by the subscribers of the amount of fees indicated on the return."

{ *Internal References to 10-4-201:*

10-4-202x	10-4-203x	10-4-204x	10-4-211x
10-4-301r	10-4-301r	10-4-301r	10-4-301r
10-4-301r	10-4-302r	10-4-311r	15-53-129x
15-53-129x	35-18-503x		

Section 10. Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following

provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; ~~10-4-301~~ [section 2]; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-433; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-517; 20-9-520; 20-9-534; 20-9-622; 20-9-905; 20-26-617; 20-26-1503; 22-1-327; 22-3-116; 22-3-117; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-50-209; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-1304; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; 85-25-102; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the

Unofficial Draft Copy

As of: April 25, 2016 (8:14am)

LCET03

principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to sec. 5, Ch. 244, L. 2013, the inclusion of 22-1-327 terminates July 1, 2017; pursuant to

Unofficial Draft Copy

As of: April 25, 2016 (8:14am)

LCET03

sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to secs. 27 and 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 is effective on occurrence of contingency and terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of 17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117 terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; and pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023.)"

{ *Internal References to 17-7-502:*

2-17-105	5-11-120	5-11-407	5-13-403
7-4-2502	10-1-108	10-1-1202	10-1-1303
10-2-603	10-3-203	10-3-310	10-3-312
10-3-312	10-3-314	10-4-301	15-1-121
15-1-218	15-35-108	15-35-108	15-35-108
15-35-108	15-36-332	15-36-332	15-37-117
15-37-117	15-37-117	15-39-110	15-65-121
15-70-101	15-70-433	15-70-601	16-11-509
17-1-508	17-3-106	17-3-112	17-3-212
17-3-222	17-3-241	17-6-101	17-7-215
17-7-501	18-11-112	19-3-319	19-6-404
19-6-410	19-9-702	19-13-604	19-17-301
19-18-512	19-19-305	19-19-506	19-20-604
19-20-607	19-21-203	20-8-107	20-9-517
20-9-517	20-9-520	20-9-534	20-9-622
20-9-905	20-26-617	20-26-1503	22-1-327
22-3-116	22-3-117	22-3-1004	23-4-105
23-4-105	23-5-306	23-5-409	23-5-612
23-7-301	23-7-402	23-7-402	23-7-402
30-10-1004	37-43-204	37-50-209	37-51-501
39-71-503	41-5-2011	42-2-105	44-4-1101
44-12-213	44-13-102	50-1-115	53-1-109
53-6-1304	53-6-1304	53-9-113	53-24-108
53-24-108	53-24-206	60-11-115	61-3-415

69-3-870	75-1-1101	75-5-1108	75-6-214
75-11-313	76-13-150	76-13-416	77-1-108
77-2-362	80-2-222	80-4-416	80-11-518
81-1-112	81-7-106	81-10-103	82-11-161
82-11-161	85-20-1504	85-20-1505	85-25-102
87-1-603	90-1-115	90-1-115	90-1-205
90-1-504	90-3-1003	90-6-331	90-9-306 }

NEW SECTION. **Section 11. {standard} Repealer.** The

following sections of the Montana Code Annotated are repealed:

- 10-4-104. Agreements among safety agencies for rendering emergency services.
- 10-4-111. Submission of preliminary plans for 9-1-1 jurisdictions -- review -- cost estimates.
- 10-4-112. Submission and approval of final plans -- exception.
- 10-4-113. Requirement for approval of final plan -- department to insure compliance.
- 10-4-114. Rulemaking authority.
- 10-4-115. Submission of phase I and phase II wireless notification by wireless provider.
- 10-4-121. Pay phones to be converted to allow emergency calls without charge.
- 10-4-125. Submission of revised plan for conversion from basic 9-1-1 to enhanced 9-1-1.
- 10-4-126. Dedicated 9-1-1 telephone facilities to be provided -- capabilities.
- 10-4-301. Establishment of emergency telecommunications accounts.
- 10-4-302. Distribution of basic 9-1-1 account by department.
- 10-4-303. Limitation on use of basic 9-1-1 funds.
- 10-4-311. Distribution of enhanced 9-1-1 account by department.

10-4-312. Limitation on use of enhanced 9-1-1 funds.

10-4-313. Distribution of wireless enhanced 9-1-1 account by department.

{ Internal References to 10-4-104: None.
 Internal References to 10-4-111: 10-4-126r
 Internal References to 10-4-112: None.
 Internal References to 10-4-113: 10-4-112r
 Internal References to 10-4-114: None.
 Internal References to 10-4-115: 10-4-313r
 Internal References to 10-4-121: 10-4-302r
 Internal References to 10-4-125: None.
 Internal References to 10-4-126: None.
 Internal References to 10-4-301: 10-4-101a 10-4-101a 10-4-101a
 10-4-313r
 10-4-313r 10-4-313r 10-4-313r 17-7-502a
 Internal References to 10-4-302: 10-4-102a 10-4-301r 10-4-303r
 Internal References to 10-4-303: 10-4-302r
 Internal References to 10-4-311: 10-4-301r 10-4-312r 10-4-312r
 Internal References to 10-4-312: 10-4-311r
 Internal References to 10-4-313: 10-4-301r }

NEW SECTION. **Section 12. Transfer of funds.** (1) After the distribution of 9-1-1 funds in accordance with Title 10, chapter 4, part 3 for the final quarter of the 2018 fiscal year, the department shall transfer any balance remaining in the accounts in 10-4-301(1)(a), 10-4-301(1)(b), and 10-4-301(1)(c)(i) into the account established in [section 2(2)(a)].

(2) After the distribution of 9-1-1 funds in accordance with Title 10, chapter 4, part 3 for the final quarter of the 2018 fiscal year, the department shall transfer any balance remaining in the account in 10-4-301(1)(c)(ii) into the account established in [section 2(2)(b)].

NEW SECTION. **Section 13. {standard} Codification instruction.** [Sections 1 through 4] are intended to be codified

as an integral part of Title 10, chapter 4, part 3, and the provisions of Title 10, chapter 4, part 3, apply to [sections 1 through 4].

NEW SECTION. **Section 14. {standard} Saving clause.** [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act].

NEW SECTION. **Section 15. {standard} Effective dates.** (1) Except as provided in subsection (2), [this act] is effective July 1, 2018.

(2) [Section 8] is effective upon passage and approval.

- END -

{Name : Sonja E. Nowakowski
Title : Research Analyst
Agency : LSD LEPO
Phone : 406-444-3078
E-Mail : snowakowski@mt.gov}

