

1 ENGROSSED SENATE  
2 BILL NO. 1166

By: Jolley and Garrison of the  
Senate

3 and

4 Terrill of the House  
5  
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7 An Act relating to public health and safety; creating  
8 the Regional Emergency Nine-One-One Services Act;  
9 providing short title; stating purpose; encouraging  
10 formation of certain districts; defining terms;  
11 designating jurisdictions; allowing for agreements;  
12 authorizing emergency districts; providing for  
13 certain reports; providing for codification;  
14 providing an effective date; and declaring an  
15 emergency.

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

17 SECTION 1. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 2849 of Title 63, unless there  
19 is created a duplication in numbering, reads as follows:

20 A. This act shall be known and may be cited as the "Regional  
21 Emergency Nine-One-One Services Act".

22 B. It is the purpose of the Regional Emergency Nine-One-One  
23 Services Act to encourage formation of emergency communication  
24 districts in order to provide efficient delivery of emergency nine-  
one-one (911) service throughout the state.

C. This act shall not apply to any nine-one-one (911) system or  
public agency participating in a nine-one-one (911) system that was

1 established prior to January 1, 2009, and that had adopted and begun  
2 implementation of a process to provide Phase I and Phase II nine-  
3 one-one (911) service by that date.

4 D. For the purposes of this section:

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

6 2. "Emergency communication district" means a district formed  
7 pursuant to this act to deliver emergency nine-one-one (911)  
8 services on a regional basis;

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

11 4. "Participating public agency" means a public agency that is  
12 included in a district;

13 5. "Principal municipality" means the municipality with the  
14 largest population in a district; and

15 6. "Public agency" means a municipality or county that provides  
16 or has authority to provide fire-fighting, law enforcement,  
17 ambulance, medical or other emergency services, provided it does not  
18 mean any entity excluded from this act by the provisions of  
19 subsection C of this section.

20 E. On or before December 31, 2012, all public agencies in this  
21 state shall form regional emergency communication districts for the  
22 purpose of creating an area-wide emergency nine-one-one (911) system  
23 for their respective jurisdictions. The territory of the district  
24 shall be coextensive with the territory of the regional substate

1 planning district. If a public agency is situated in more than one  
2 such territory it shall become part of the district in which it is  
3 principally located. If, due to the effect of subsection C of this  
4 section, the majority of the participating public agencies located  
5 in the territory of a proposed district determine that it would be  
6 in the best interests of their citizens, they may request inclusion  
7 in an adjacent district.

8 F. The public agencies to be included in each district may form  
9 the district by entering into local cooperative agreements which  
10 shall establish a governance structure and provide for the joint  
11 implementation, funding, operation, and management of the district.

12 G. If the public agencies in a region are unable to develop a  
13 local cooperative agreement by December 31, 2012, they shall be  
14 included in an emergency communication district that is governed by  
15 a board of directors consisting of an appointee by each public  
16 agency that was authorized by its voters to fund a nine-one-one  
17 (911) system prior to the formation of the district, one appointee  
18 elected by a majority of the remaining public agencies in the  
19 district, and an additional appointee by the principal municipality  
20 in the district who shall serve as chair of the board.

21 H. Unless otherwise provided by agreement, any participating  
22 public agency that had been authorized by its voters to fund a nine-  
23 one-one (911) system prior to the formation of the district shall  
24 retain control of the property, operation, and funding of its

1 system; provided, however, the district may contract with such  
2 participating public agency to include the agency's system in the  
3 district's master implementation plan. To the extent practicable,  
4 the district shall not duplicate the equipment or answering point  
5 services already provided by a participating public agency. A user  
6 of one or more communication services subject to the payment of fees  
7 or taxes for an emergency nine-one-one (911) system shall not be  
8 charged for more than one such fee or tax for each service.

9 I. An emergency communication district shall have power to make  
10 all contracts to carry out the purposes of this act, purchase and  
11 convey real property, impose service fees authorized for public  
12 agencies for the provision of nine-one-one (911) service, appoint a  
13 manager of the district and adopt rules and policies for the  
14 operation of the district.

15 J. Within one (1) year after the effective date of the  
16 formation of the district, the board of directors shall prepare its  
17 master plan to deliver emergency nine-one-one (911) service  
18 throughout its territory. It shall periodically review and update  
19 its plan.

20 K. An emergency communication district shall operate on a  
21 fiscal year beginning July 1st. It shall adopt an annual budget and  
22 cause to be prepared an independent financial audit annually. As  
23 soon as practicable after the end of the fiscal year, the district  
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1 shall deliver to each participating public agency an annual report  
2 showing in detail the operations of the district.

3 SECTION 2. This act shall become effective July 1, 2009.

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

8 Passed the Senate the 5th day of March, 2009.

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Presiding Officer of the Senate

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12 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
13 2009.

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Presiding Officer of the House  
of Representatives

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