

**COMMITTEE AMENDMENT**

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB272 \_\_\_\_\_  
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**

Amendment submitted by: Rande Worthen

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

PROPOSED  
COMMITTEE SUBSTITUTE  
FOR ENGROSSED  
SENATE BILL NO. 272

By: Weaver and Stephens of the  
Senate

and

Worthen of the House

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to wireless telecommunications carriers; creating the Kelsey Smith Act; defining term; requiring wireless telecommunications carriers to provide call location information under certain emergency circumstances; requiring notice when call location information is provided to a law enforcement agency; requiring submission of certain contact information to the Oklahoma State Bureau of Investigation at specified times; requiring maintenance of certain database; requiring promulgation of certain rules; providing construing provision; prohibiting civil or criminal liability for certain actions; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 178 of Title 13, unless there is created a duplication in numbering, reads as follows:

A. This act shall be known and may be cited as the "Kelsey Smith Act".

1       B. As used in this act, "law enforcement agency" means any  
2 department or agency of this state or a political subdivision of  
3 this state that employs personnel certified by the Council on Law  
4 Enforcement Education and Training and is empowered by law to  
5 maintain public order, make arrests and enforce the criminal laws of  
6 this state or municipal ordinances.

7       C. Upon request of a law enforcement agency, a wireless  
8 telecommunications carrier shall provide call location information  
9 of the telecommunications device of a user to the requesting agency  
10 in order to respond to a call for emergency services or in an  
11 emergency situation that involves risk of death or serious physical  
12 harm. If call location information is provided to a law enforcement  
13 agency for the purposes set forth in this section, notice shall be  
14 given to the user within thirty (30) days after the call for  
15 emergency services or the emergency situation.

16       D. A wireless telecommunications carrier registered to do  
17 business in this state or otherwise submitting to the jurisdiction  
18 of this state and a reseller of wireless telecommunications services  
19 shall submit emergency contact information for the carrier to the  
20 Oklahoma State Bureau of Investigation (OSBI) to facilitate requests  
21 from a law enforcement agency for call location information in  
22 accordance with this section. Such contact information shall be  
23 submitted annually by July 1 or immediately upon any change in  
24 contact information. The OSBI shall maintain a database containing

1 emergency contact information for carriers required pursuant to this  
2 subsection and shall make the information immediately available upon  
3 request to any law enforcement agency in this state. The OSBI shall  
4 promulgate rules to implement the requirements of this subsection.  
5 Nothing in this subsection shall be construed to require carriers to  
6 submit emergency contact information for individual customers to the  
7 OSBI.

8 E. A wireless telecommunications carrier, its officers,  
9 employees or agents shall have no civil or criminal liability for  
10 providing call location information while acting in good faith and  
11 in accordance with the provisions of this section.

12 SECTION 2. This act shall become effective November 1, 2021.

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14 58-1-7967 GRS 03/25/21  
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