

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 SENATE BILL 1664

By: Weaver

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5  
6 AS INTRODUCED

7 An Act relating to wireless telecommunications  
8 carriers; amending 13 O.S. 2021, Section 178, which  
9 relates to call location information to law  
10 enforcement; removing certain notice requirement; and  
11 providing an effective date.

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

13 SECTION 1. AMENDATORY 13 O.S. 2021, Section 178, is  
14 amended to read as follows:

15 Section 178. A. This act shall be known and may be cited as  
16 the "Kelsey Smith Act".

17 B. As used in this act, "law enforcement agency" means any  
18 department or agency of this state or a political subdivision of  
19 this state that employs personnel certified by the Council on Law  
20 Enforcement Education and Training and is empowered by law to  
21 maintain public order, make arrests and enforce the criminal laws of  
22 this state or municipal ordinances.

23 C. Upon request of a law enforcement agency, a wireless  
24 telecommunications carrier shall provide call location information

1 of the telecommunications device of a user to the requesting agency  
2 in order to respond to a call for emergency services or in an  
3 emergency situation that involves risk of death or serious physical  
4 harm. ~~If call location information is provided to a law enforcement~~  
5 ~~agency for the purposes set forth in this section, notice shall be~~  
6 ~~given to the user within thirty (30) days after the call for~~  
7 ~~emergency services or the emergency situation.~~

8 D. A wireless telecommunications carrier registered to do  
9 business in this state or otherwise submitting to the jurisdiction  
10 of this state and a reseller of wireless telecommunications services  
11 shall submit emergency contact information for the carrier to the  
12 Oklahoma State Bureau of Investigation (OSBI) to facilitate requests  
13 from a law enforcement agency for call location information in  
14 accordance with this section. Such contact information shall be  
15 submitted annually by July 1 or immediately upon any change in  
16 contact information. The OSBI shall maintain a database containing  
17 emergency contact information for carriers required pursuant to this  
18 subsection and shall make the information immediately available upon  
19 request to any law enforcement agency in this state. The OSBI shall  
20 promulgate rules to implement the requirements of this subsection.  
21 Nothing in this subsection shall be construed to require carriers to  
22 submit emergency contact information for individual customers to the  
23 OSBI.

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

5 SECTION 2. This act shall become effective November 1, 2022.

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