

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 2710

By: Ford

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6
7 COMMITTEE SUBSTITUTE

8 [radio systems - terms - Oklahoma Emergency
9 Communications Authority - membership - cause -
10 compensation - Executive Coordinator - powers -
11 duties - revolving fund - purpose - expenditures -
12 Joint Executive Board for Emergency Communications
13 - membership - salary - meetings - Chief
14 Information Officer - purchases - fiber - fees -
15 transactions - communications - specifications -
16 codification - effective date]
17
18

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2890 of Title 63, unless there
22 is created a duplication in numbering, reads as follows:

23 This act shall be known and may be cited as the "Oklahoma
24 Emergency Communications Act".

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 2891 of Title 63, unless there
3 is created a duplication in numbering, reads as follows:

4 As used in the Oklahoma Emergency Communications Act:

5 1. "Authority" means the Oklahoma Emergency Communications
6 Authority created in Section 3 of this act;

7 2. "Executive Coordinator" means the Executive Coordinator of
8 the Oklahoma Emergency Communications Office created in Section 5 of
9 this act;

10 3. "FCC" means the Federal Communications Commission;

11 4. "Joint Executive Board for Emergency Communications" means a
12 joint board comprised of the board membership of the Oklahoma
13 Emergency Communications Authority and the Oklahoma 9-1-1 Management
14 Authority created in Section 7 of this act;

15 5. "Office" means the Oklahoma Emergency Communications Office;
16 and

17 6. "Revolving fund" means the Oklahoma Emergency Communications
18 Authority Revolving Fund created in Section 6 of this act.

19 SECTION 3. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 2892 of Title 63, unless there
21 is created a duplication in numbering, reads as follows:

22 A. There is hereby created the Oklahoma Emergency
23 Communications Authority which shall be the governing board
24

1 providing oversight, development, and regulation of state emergency
2 communications systems.

3 B. The Authority shall be composed of the following fourteen
4 (14) members:

5 1. Two members representing the Oklahoma Department of Public
6 Safety, to be appointed by the Commissioner of Public Safety;

7 2. One member representing the Oklahoma Department of
8 Transportation, to be appointed by the Secretary of Transportation;

9 3. One member representing forestry and state fire response, to
10 be appointed by the Commissioner of Agriculture;

11 4. One member representing the Office of Management and
12 Enterprise Services, to be appointed by the Chief Information
13 Officer;

14 5. One member representing the State Department of Health, to
15 be appointed by the State Commissioner of Health;

16 6. One member representing a statewide organization dedicated
17 to representing municipal law enforcement, to be appointed by the
18 President Pro Tempore of the Oklahoma State Senate;

19 7. One member representing a statewide organization dedicated
20 to representing county law enforcement, to be appointed by the
21 Speaker of the Oklahoma House of Representatives;

22 8. One member representing a statewide organization dedicated
23 to representing fire service, to be appointed by the Governor;

24

1 9. One member representing a statewide organization dedicated
2 to representing Oklahoma municipalities, to be appointed by the
3 Speaker of the Oklahoma House of Representatives;

4 10. One member representing a statewide organization
5 representing Oklahoma county commissioners, to be appointed by the
6 Governor;

7 11. One member representing a statewide organization
8 representing radio communications, to be appointed by the President
9 Pro Tempore of the Oklahoma State Senate;

10 12. One member representing a statewide organization
11 representing emergency medical services, to be appointed by the
12 Governor; and

13 13. One member representing a city or county that owns radio
14 infrastructure and allows state users to utilize the system for day-
15 to-day operations, to be appointed by the Speaker of the Oklahoma
16 House of Representatives.

17 C. Members may be removed for cause. Members shall serve at
18 the pleasure of their appointing authority and vacancies shall be
19 filled by the original appointing authority. Each Authority member
20 shall be reaffirmed every two (2) years from the date of
21 appointment.

22 D. Members shall receive no compensation for serving on the
23 Authority.
24

1 E. Seven members of the Authority shall constitute a quorum,
2 and the vote of the majority of members present shall be necessary
3 for any action to be taken by the Authority.

4 F. The Authority shall employ an Executive Coordinator pursuant
5 to its role in the Joint Executive Board for Emergency
6 Communications as required by Section 7 of this act.

7 G. The Authority shall be subject to the Oklahoma Open Records
8 Act and the Oklahoma Open Meeting Act.

9 SECTION 4. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 2893 of Title 63, unless there
11 is created a duplication in numbering, reads as follows:

12 The powers and duties of the Oklahoma Emergency Communications
13 Authority created in Section 3 of this act shall be to:

14 1. Approve or disapprove the selection of the Oklahoma
15 Emergency Communications Office Deputy Coordinator by majority vote
16 of the members. The Deputy Coordinator shall be an employee of the
17 Executive Coordinator of the Oklahoma Emergency Communications
18 Office;

19 2. Promulgate rules as necessary to implement the provisions of
20 the Oklahoma Emergency Communications Act and for the governance and
21 operation of the Oklahoma Emergency Communications Office;

22 3. Prepare grant solicitations for funding for the purposes of
23 assisting public agencies in joining a state-owned shared radio
24 system. This includes both infrastructure and radio subscribers;

- 1 4. Oversee the annual budget for the Oklahoma Emergency
2 Communications Office, which shall be approved by majority vote of
3 the members;
- 4 5. Hold contracts necessary to administer and maintain
5 emergency radio systems owned by the State of Oklahoma;
- 6 6. Work in conjunction with the Department of Public Safety and
7 Oklahoma Department of Transportation to move all funding,
8 contracts, and personnel related to the state-owned radio
9 infrastructure, including communication tower infrastructure, to the
10 Oklahoma Emergency Communications Office within two (2) years of the
11 effective date of this act;
- 12 7. Establish comprehensive user training for the state-owned
13 emergency radio systems;
- 14 8. Establish a strategic plan for the state emergency radio
15 systems to ensure optimal operability and interoperability for all
16 public safety responders in the state;
- 17 9. Provide guidance to public agencies regarding emergency
18 radio communications;
- 19 10. Facilitate information-sharing among public agencies;
- 20 11. Create and maintain best practices databases for emergency
21 radio operations;
- 22 12. Facilitate the creation of policies and procedures between
23 state and local public agencies related to emergency radio
24 communications;

1 13. Encourage equipment and technology sharing among all
2 jurisdictions;

3 14. Facilitate data operability and interoperability between
4 public safety systems;

5 15. Provide oversight of the programming of the systems and
6 radios, including any software or keys necessary to operate on the
7 state radio systems;

8 16. Recommend standards to become compliant with Project 25 and
9 other common radio interoperability standards; and

10 17. Enable cost savings to the State of Oklahoma through
11 unification and enhancement of current land mobile radio public
12 safety systems.

13 SECTION 5. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 2894 of Title 63, unless there
15 is created a duplication in numbering, reads as follows:

16 There is hereby created the Oklahoma Emergency Communications
17 Office. The Oklahoma Emergency Communications Office shall:

18 1. Carry out the duties and responsibilities delegated to it by
19 the Oklahoma Emergency Communications Authority;

20 2. Manage, maintain, and seek funding for expansion of all
21 radio communications systems owned by the State of Oklahoma;

22 3. Create and maintain, no less than biannually, strategic
23 plans for radio communications for both state and local emergency
24 services. The plans shall include details pertaining to the state-

1 owned radio systems, integration between state systems, and
2 efficiencies implemented. The plan shall also include both state
3 and local public safety agencies that are served, underserved, and
4 unserved by state-owned infrastructure;

5 4. Implement policies as needed to provide communications
6 operability and interoperability for local and state users;

7 5. Be authorized to seek, apply for, and administer funding
8 through grant opportunities. The Office is authorized to administer
9 grant funding awards to recipients and subrecipients;

10 6. Ensure that all communications and radio technology,
11 programming, and maintenance meet Federal Communications Commission
12 (FCC) rules and regulations;

13 7. Maintain Geographic Information System (GIS) data:

14 a. required for the various radio systems used by local
15 agencies, and

16 b. necessary to carry out the mission of the Oklahoma
17 Emergency Communications Authority;

18 8. Provide resources to assist local municipal or counties
19 emergency services in the procurement of radio infrastructure to
20 ensure FCC regulations are maintained. This includes providing
21 assistance to such emergency services for increasing or adding to
22 state-owned infrastructure to allow for operability needs;

23 9. Provide strategic planning and seek funding to ensure radio
24 tower infrastructure meets FCC rules; and

1 10. Provide training necessary to ensure local and state users
2 of public safety systems can provide emergency assistance
3 efficiently in order to mitigate the loss of life and property.

4 SECTION 6. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 2895 of Title 63, unless there
6 is created a duplication in numbering, reads as follows:

7 There is hereby created in the State Treasury a revolving fund
8 for the Oklahoma Emergency Communications Authority to be designated
9 the "Oklahoma Emergency Communications Authority Revolving Fund".
10 The fund shall be a continuing fund, not subject to fiscal year
11 limitations, and shall consist of all monies received from state
12 appropriations. All monies accruing to the credit of the fund are
13 hereby appropriated and may be budgeted and expended by the Oklahoma
14 Emergency Communications Office, upon approval by the Oklahoma
15 Emergency Communications Authority, for the purpose of supporting
16 the administration of the Oklahoma Emergency Communications Act.
17 Expenditures from the fund shall be made upon warrants issued by the
18 State Treasurer against claims filed as prescribed by law with the
19 Director of the Office of Management and Enterprise Services for
20 approval and payment.

21 SECTION 7. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 2896 of Title 63, unless there
23 is created a duplication in numbering, reads as follows:

24

1 A. There is hereby created the Joint Executive Board for
2 Emergency Communications. The Board shall consist of five (5)
3 members of the Oklahoma 9-1-1 Management Authority including the
4 chair and vice-chair and three other members of the Oklahoma 9-1-1
5 Management Authority, chosen by the membership of the Oklahoma 9-1-1
6 Management Authority. In addition, the Board shall consist of five
7 (5) members of the Oklahoma Emergency Communications Authority,
8 chosen by the membership of the Oklahoma Emergency Communications
9 Authority.

10 B. The Board shall have the power and duty to employ, evaluate,
11 and maintain an Executive Coordinator under the Authority who shall
12 oversee the operations of the Oklahoma 9-1-1 Office and the Oklahoma
13 Emergency Communications Office. The Executive Coordinator shall
14 serve as the Executive Coordinator of both Offices and shall be
15 responsible for implementing the policies and directives of the
16 respective Authorities. The Board shall establish guidelines for
17 the evaluation and performance review of the Executive Coordinator.
18 The Board shall have the authority to remove or replace the
19 Executive Coordinator at its discretion, without cause.

20 C. The salary of the Executive Coordinator shall be equally
21 funded by both the Oklahoma 9-1-1 Management Authority and the
22 Oklahoma Emergency Communications Authority.
23
24

1 D. The Board shall meet biannually and at such other times as
2 necessary to fulfill its duties. A majority of the Board members
3 shall constitute a quorum for the transaction of business.

4 SECTION 8. AMENDATORY 62 O.S. 2021, Section 34.11.1, as
5 amended by Section 1, Chapter 193, O.S.L. 2024 (62 O.S. Supp. 2024,
6 Section 34.11.1), is amended to read as follows:

7 Section 34.11.1. A. There is hereby created the position of
8 Chief Information Officer who shall be appointed by the Governor.
9 The Chief Information Officer, in addition to having authority over
10 the Information Services Division of the Office of Management and
11 Enterprise Services, shall also serve as Secretary of Information
12 Technology and Telecommunications or successor cabinet position and
13 shall have jurisdictional areas of responsibility related to
14 information technology and telecommunications systems of all state
15 agencies as provided for in state law. ~~The salary of the Chief
16 Information Officer shall not be less than One Hundred Thirty
17 Thousand Dollars (\$130,000.00) or more than One Hundred Sixty
18 Thousand Dollars (\$160,000.00).~~

19 B. Any person appointed to the position of Chief Information
20 Officer shall meet the following eligibility requirements:

21 1. A baccalaureate degree in Computer Information Systems,
22 Information Systems or Technology Management, Business
23 Administration, Finance, or other similar degree;

24

- 1 2. A minimum of ten (10) years of professional experience with
2 responsibilities for management and support of information systems
3 and information technology, including seven (7) years of direct
4 management of a major information technology operation;
- 5 3. Familiarity with local and ~~wide-area~~ wide area network
6 design, implementation, and operation;
- 7 4. Experience with data and voice convergence service
8 offerings;
- 9 5. Experience in developing technology budgets;
- 10 6. Experience in developing requests for proposal and
11 administering the bid process;
- 12 7. Experience managing professional staff, teams, and
13 consultants;
- 14 8. Knowledge of telecommunications operations;
- 15 9. Ability to develop and set strategic direction for
16 information technology and telecommunications and to manage daily
17 development and operations functions;
- 18 10. An effective communicator who is able to build consensus;
- 19 11. Ability to analyze and resolve complex issues, both logical
20 and interpersonal;
- 21 12. Effective verbal and written communications skills and
22 effective presentation skills, geared toward coordination and
23 education;
- 24 13. Ability to negotiate and defuse conflict; and

1 14. A self-motivator, independent, cooperative, flexible and
2 creative.

3 C. The salary and any other expenses for the Chief Information
4 Officer shall be budgeted as a separate line item through the Office
5 of Management and Enterprise Services. The operating expenses of
6 the Information Services Division shall be set by the Chief
7 Information Officer and shall be budgeted as a separate line item
8 through the Office of Management and Enterprise Services. The
9 Office of Management and Enterprise Services shall provide adequate
10 office space, equipment and support necessary to enable the Chief
11 Information Officer to carry out the information technology and
12 telecommunications duties and responsibilities of the Chief
13 Information Officer and the Information Services Division.

14 D. 1. Within twelve (12) months of appointment, the first
15 Chief Information Officer shall complete an assessment, which shall
16 be modified annually pursuant to Section 35.5 of this title, of the
17 implementation of the transfer, coordination, and modernization of
18 all information technology and telecommunication systems of all
19 state agencies in the state as provided for in the Oklahoma
20 Information Services Act. The assessment shall include the
21 information technology and telecommunications systems of all
22 institutions within The Oklahoma State System of Higher Education,
23 the Oklahoma State Regents for Higher Education and the
24 telecommunications network known as OneNet as assembled and

1 submitted by the Oklahoma Higher Education Chief Information
2 Officer, as designated by the Oklahoma State Regents for Higher
3 Education.

4 2. Within twelve (12) months of appointment, the first Chief
5 Information Officer shall issue a report setting out a plan of
6 action which will include the following:

7 a. define the shared service model organization structure
8 and the reporting relationship of the recommended
9 organization,

10 b. the implementation of an information technology and
11 telecommunications shared services model that defines
12 the statewide infrastructure environment needed by
13 most state agencies that is not specific to individual
14 agencies and the shared applications that are utilized
15 across multiple agencies,

16 c. define the services that shall be in the shared
17 services model under the control of the Information
18 Services Division of the Office of Management and
19 Enterprise Services,

20 d. define the roadmap to implement the proposed shared
21 services model. The roadmap shall include
22 recommendations on the transfer, coordination, and
23 modernization of all information technology and
24

1 telecommunication systems of all the state agencies in
2 the state,

3 e. recommendations on the reallocation of information
4 technology and telecommunication resources and
5 personnel,

6 f. a cost-benefit analysis to support the recommendations
7 on the reallocation of information technology and
8 telecommunication resources and personnel,

9 g. a calculation of the net savings realized through the
10 reallocation and consolidation of information
11 technology and telecommunication resources and
12 personnel after compensating for the cost of
13 contracting with a private consultant as authorized in
14 paragraph 4 of this subsection, implementing the plan
15 of action, and ongoing costs of the Information
16 Services Division of the Office of Management and
17 Enterprise Services, and

18 h. the information required in subsection B of Section
19 35.5 of this title.

20 3. The plan of action report shall be presented to the
21 Governor, Speaker of the Oklahoma House of Representatives, and the
22 President Pro Tempore of the Oklahoma State Senate.

23 4. The Chief Information Officer may contract with a private
24 consultant or consultants to assist in the assessment and

1 development of the plan of action report as required in this
2 subsection.

3 E. The Chief Information Officer shall be authorized to employ
4 personnel, fix the duties and compensation of the personnel, not
5 otherwise prescribed by law, and otherwise direct the work of the
6 personnel in performing the ~~function~~ functions and accomplishing the
7 purposes of the Information Services Division of the Office of
8 Management and Enterprise Services.

9 F. The Information Services Division of the Office of
10 Management and Enterprise Services shall be responsible for the
11 following duties:

12 1. Formulate and implement the information technology strategy
13 for all state agencies;

14 2. Define, design, and implement a shared services statewide
15 infrastructure and application environment for information
16 technology and telecommunications for all state agencies;

17 3. Direct the development and operation of a scalable
18 telecommunications infrastructure that supports data and voice
19 communications reliability, integrity, and security;

20 4. Supervise the applications development process for those
21 applications that are utilized across multiple agencies;

22 5. Provide direction for the professional development of
23 information technology staff of state agencies and oversee the
24

- 1 professional development of the staff of the Information Services
2 Division of the Office of Management and Enterprise Services;
- 3 6. Evaluate all technology and telecommunication investment
4 choices for all state agencies;
- 5 7. Create a plan to ensure alignment of current systems, tools,
6 and processes with the strategic information technology plan for all
7 state agencies;
- 8 8. Set direction and provide oversight for the support and
9 continuous upgrading of the current information technology and
10 telecommunication infrastructure in the state in support of enhanced
11 reliability, user service levels, and security;
- 12 9. Direct the development, implementation, and management of
13 appropriate standards, policies and procedures to ensure the success
14 of state information technology and telecommunication initiatives;
- 15 10. Recruit, hire and transfer the required technical staff in
16 the Information Services Division of the Office of Management and
17 Enterprise Services to support the services provided by the Division
18 and the execution of the strategic information technology plan;
- 19 11. Establish, maintain, and enforce information technology and
20 telecommunication standards;
- 21 12. Delegate, coordinate, and review all work to ensure quality
22 and efficient operation of the Information Services Division of the
23 Office of Management and Enterprise Services;

24

1 13. Create and implement a communication plan that disseminates
2 pertinent information to state agencies on standards, policies,
3 procedures, service levels, project status, and other important
4 information to customers of the Information Services Division of the
5 Office of Management and Enterprise Services and provide for agency
6 feedback and performance evaluation by customers of the Division;

7 14. Develop and implement training programs for state agencies
8 using the shared services of the Information Services Division of
9 the Office of Management and Enterprise Services and recommend
10 training programs to state agencies on information technology and
11 telecommunication systems, products and procedures;

12 15. Provide counseling, performance evaluation, training,
13 motivation, discipline, and assign duties for employees of the
14 Information Services Division of the Office of Management and
15 Enterprise Services;

16 16. For all state agencies, approve the purchasing of all
17 information technology and telecommunication services and approve
18 the purchase of any information technology and telecommunication
19 product except the following:

- 20 a. a purchase less than or equal to Five Thousand Dollars
21 (\$5,000.00) if such product is purchased using a state
22 purchase card and the product is listed on either the
23 Approved Hardware or Approved Software list located on
24

1 the Office of Management and Enterprise Services
2 website, or

3 b. a purchase over Five Thousand Dollars (\$5,000.00) and
4 less than or equal to Twenty-five Thousand Dollars
5 (\$25,000.00) if such product is purchased using a
6 state purchase card, the product is listed on an
7 information technology or telecommunications statewide
8 contract, and the product is listed on either the
9 Approved Hardware or Approved Software list located on
10 the Office of Management and Enterprise Services
11 website;

12 17. Develop and enforce an overall infrastructure architecture
13 strategy and associated roadmaps for desktop, network, server,
14 storage, and statewide management systems for state agencies;

15 18. Effectively manage the design, implementation and support
16 of complex, highly available infrastructure to ensure optimal
17 performance, on-time delivery of features, and new products, and
18 scalable growth;

19 19. Define and implement a governance model for requesting
20 services and monitoring service level metrics for all shared
21 services; and

22 20. Create the budget for the Information Services Division of
23 the Office of Management and Enterprise Services to be submitted to
24 the Legislature each year.

1 G. The State Governmental Technology Applications Review Board
2 shall provide ongoing oversight of the implementation of the plan of
3 action required in subsection D of this section. Any proposed
4 amendments to the plan of action shall be approved by the Board
5 prior to adoption.

6 H. 1. The Chief Information Officer shall act as the
7 Information Technology and Telecommunications Purchasing Director
8 for all state agencies and shall be responsible for the procurement
9 of all information technology and telecommunication software,
10 hardware, equipment, peripheral devices, maintenance, consulting
11 services, high technology systems, and other related information
12 technology, data processing, telecommunication and related
13 peripherals and services for all state agencies. The Chief
14 Information Officer shall establish, implement, and enforce policies
15 and procedures for the procurement of information technology and
16 telecommunication software, hardware, equipment, peripheral devices,
17 maintenance, consulting services, high technology systems, and other
18 related information technology, data processing, telecommunication
19 and related peripherals and services by purchase, lease-purchase,
20 lease with option to purchase, lease and rental for all state
21 agencies. The procurement policies and procedures established by
22 the Chief Information Officer shall be consistent with ~~The~~ the
23 Oklahoma Central Purchasing Act.

24

1 2. The Chief Information Officer, or any employee or agent of
2 the Chief Information Officer acting within the scope of delegated
3 authority, shall have the same power and authority regarding the
4 procurement of all information technology and telecommunication
5 products and services as outlined in paragraph 1 of this subsection
6 for all state agencies as the State Purchasing Director has for all
7 acquisitions used or consumed by state agencies as established in
8 ~~The~~ the Oklahoma Central Purchasing Act. Such authority shall,
9 consistent with the authority granted to the State Purchasing
10 Director pursuant to Section 85.10 of Title 74 of the Oklahoma
11 Statutes, include the power to designate financial or proprietary
12 information submitted by a bidder confidential and reject all
13 requests to disclose the information so designated, if the Chief
14 Information Officer requires the bidder to submit the financial or
15 proprietary information with a bid, proposal, or quotation.

16 3. The Chief Information Officer or any employee or agent,
17 pursuant to paragraph 2 of this subsection, shall seek guidance and
18 recommendations from the Oklahoma Emergency Communications Office
19 Executive Coordinator for all purchases related to public safety
20 communications.

21 4. When available, state-owned fiber shall be used to support
22 the Oklahoma Emergency Communications Office's duties and
23 responsibilities.

24

1 I. The Information Services Division of the Office of
2 Management and Enterprise Services and the Chief Information Officer
3 shall be subject to the Oklahoma Central Purchasing Act for the
4 approval and purchase of all equipment, products, and services and
5 shall also be subject to the requirements of the Public Competitive
6 Bidding Act of 1974, the Oklahoma Lighting Energy Conservation Act
7 and the Public Building Construction and Planning Act. The Chief
8 Information Officer shall be authorized to delegate all or some of
9 the procurement of information technology and telecommunication
10 products and services and construction of facilities and
11 telecommunication networks to another state entity if the Chief
12 Information Officer determines it to be cost-effective and in the
13 best interest of the state. The Chief Information Officer shall
14 have authority to designate information technology and
15 telecommunication contracts as statewide contracts and mandatory
16 statewide contracts pursuant to Section 85.5 of Title 74 of the
17 Oklahoma Statutes and to negotiate consolidation contracts,
18 enterprise agreements and high technology systems contracts. Any
19 contract entered into by a state agency for which the Chief
20 Information Officer has not acted as the Information Technology and
21 Telecommunications Purchasing Director, as required in this
22 subsection or subsection H of this section, shall be deemed to be
23 unenforceable and the Office of Management and Enterprise Services
24 shall not process any claim associated with the provisions thereof.

1 J. The Chief Information Officer shall establish, implement,
2 and enforce policies and ~~procedure~~ procedures for the development
3 and procurement of an interoperable radio communications system for
4 state agencies. The Chief Information Officer shall work with local
5 governmental entities in developing the interoperable radio
6 communications system.

7 K. The Chief Information Officer shall develop and implement a
8 plan to utilize open source technology and products for the
9 information technology and telecommunication systems of all state
10 agencies.

11 L. All state agencies and authorities of this state and all
12 officers and employees of those entities shall work and cooperate
13 with and lend assistance to the Chief Information Officer and the
14 Information Services Division of the Office of Management and
15 Enterprise Services and provide any and all information requested by
16 the Chief Information Officer.

17 M. The Chief Information Officer shall prepare an annual report
18 detailing the ongoing net ~~saving~~ savings attributable to the
19 reallocation and consolidation of information technology and
20 telecommunication resources and personnel and shall submit the
21 report to the Governor, the Speaker of the Oklahoma House of
22 Representatives, and the President Pro Tempore of the Oklahoma State
23 Senate.

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1 N. For purposes of the Oklahoma Information Services Act,
2 unless otherwise provided for, "state agencies" shall include any
3 office, officer, bureau, board, commission, counsel, unit, division,
4 body, authority or institution of the executive branch of state
5 government, whether elected or appointed; provided, except with
6 respect to the provisions of subsection D of this section, the term
7 "state agencies" shall not include institutions within The Oklahoma
8 State System of Higher Education, the Oklahoma State Regents for
9 Higher Education and the telecommunications network known as OneNet.

10 O. As used in this section:

11 1. "High technology system" means advanced technological
12 equipment, software, communication lines, and services for the
13 processing, storing, and retrieval of information by a state agency;

14 2. "Consolidation contract" means a contract for several state
15 or public agencies for the purpose of purchasing information
16 technology and telecommunication goods and services; and

17 3. "Enterprise agreement" means an agreement for information
18 technology or telecommunication goods and services with a supplier
19 who manufactures, develops and designs products and provides
20 services that are used by one or more state agencies.

21 SECTION 9. AMENDATORY 62 O.S. 2021, Section 34.20, is
22 amended to read as follows:

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1 Section 34.20. In addition to the powers and duties as defined
2 elsewhere in this title, the Information Services Division of the
3 Office of Management and Enterprise Services shall:

4 1. Coordinate statewide planning and approve statewide
5 contracts for communication and telecommunications needs of state
6 agencies, including, but not limited to, voice, data, radio
7 including the interoperable radio communications system for state
8 agencies, video, broadband, Wi-Fi or wireless networking, Global
9 Positioning Systems (GPS), Internet, eGovernment, as referenced in
10 Sections 34.24 and 34.25 of this title, and facsimile transmissions
11 through analysis of the telecommunications and information
12 technology plan of each agency;

13 2. In coordination with the Oklahoma Emergency Communications
14 ~~Office of Homeland Security~~, establish minimum mandatory standards
15 and protocols for:

- 16 a. communication networks and equipment,
- 17 b. wide area and local area systems,
- 18 c. integration of equipment, systems and joint usage,
- 19 d. Internet and eGovernment,
- 20 e. operating systems or methods to be used to meet
21 communications requirements efficiently, effectively,
22 and securely,

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- 1 f. rendering of aid between state government and its
2 political subdivisions with respect to organizing of
3 communications systems, and
4 g. an economical and cost-effective utilization of
5 communication services.

6 The standards and protocols shall be compatible with the
7 standards and protocols established for the Oklahoma Government
8 Telecommunications Network;

9 3. Serve as a focal point for all statewide projects and
10 approve all statewide contracts for state agencies involving current
11 communications vendors where the focus of such authority can
12 substantially enhance the state communications plan or the savings
13 which can be achieved thereunder;

14 4. Provide, when requested by political subdivisions of the
15 state, for the organizing of communications or telecommunications
16 systems and service between the state and its political subdivisions
17 and enter into agreements to effect the purposes of this section;

18 5. Cooperate with any federal, state or local emergency
19 management agency in providing for emergency communications and
20 telecommunication services;

21 6. Apply for, receive, and hold, or assist agencies in applying
22 for, receiving or holding, such authorizations, licenses and
23 allocations of channels and frequencies to carry out the purposes of
24 this section;

1 7. Accomplish such other purposes as may be necessary or
2 incidental to the administration of its authority or functions
3 pursuant to law; and

4 8. Provide support for telecommunication networks of state
5 agencies through analysis of the telecommunications needs and
6 requirements of each agency and promotion of the use of the Oklahoma
7 Government Telecommunications Network.

8 SECTION 10. AMENDATORY 63 O.S. 2021, Section 2862, as
9 last amended by Section 146, Chapter 452, O.S.L. 2024 (63 O.S. Supp.
10 2024, Section 2862), is amended to read as follows:

11 Section 2862. As used in the Oklahoma 9-1-1 Management
12 Authority Act:

13 1. "Area served" means the geographic area which shall be
14 served by the 9-1-1 emergency telephone service provided by the
15 governing body of a county, municipality, part of a county or
16 combination of such governing bodies;

17 2. "Authority" means the Oklahoma 9-1-1 Management Authority
18 created in Section 2863 of this title;

19 3. "Emergency telephone service" means any telephone system
20 utilizing a three-digit number, nine-one-one (9-1-1), for reporting
21 an emergency to the appropriate public agency providing law
22 enforcement, fire, medical or other emergency services, including
23 ancillary communications systems and personnel necessary to pass the
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1 reported emergency to the appropriate emergency service and
2 personnel;

3 4. "Emergency telephone fee" means a fee to finance the
4 operation of emergency telephone service;

5 5. "Oklahoma 9-1-1 Executive Coordinator" means the Executive
6 Coordinator of the Authority;

7 6. "Governing body" means the board of county commissioners of
8 a county, the city council, tribal authority or other governing body
9 of a municipality, or a combination of such boards, councils or
10 other municipal governing bodies including county or municipal
11 beneficiary public trusts, or other public trusts which shall have
12 an administering board;

13 ~~6.~~ 7. "Landline telecommunications connection" means a ten-
14 digit access number assigned to a customer that utilizes analog
15 communications over a wired transmission line that travels
16 underground or on telephone poles;

17 ~~7.~~ 8. "Local exchange telephone company" means any company
18 providing exchange telephone services to any service user in this
19 state, and shall include any competitive local exchange carrier as
20 defined in Section 139.102 of Title 17 of the Oklahoma Statutes;

21 ~~8.~~ 9. "Next-generation 9-1-1" or "NG9-1-1" means an:

22 a. IP-based system comprised of hardware, software, data,
23 and operational policies and procedures that:

24

- 1 (1) provides standardized interfaces from emergency
- 2 call and message services to support emergency
- 3 communications,
- 4 (2) processes all types of emergency calls, including
- 5 voice, text, data and multimedia information,
- 6 (3) acquires and integrates additional emergency call
- 7 data useful to call routing and handling,
- 8 (4) delivers the emergency calls, messages and data
- 9 to the appropriate public safety answering point
- 10 and other appropriate emergency entities,
- 11 (5) supports data or video communications needs for
- 12 coordinated incident response and management, and
- 13 (6) provides broadband service to public safety
- 14 answering points or other first responder
- 15 entities, or

16 b. IP-based system comprised of hardware, software, data
17 and operational policies and procedures that conforms
18 with subsequent amendments made to the definition of
19 Next Generation 9-1-1 services in Public Law 112-96;

20 ~~9.~~ 10. "9-1-1 emergency telephone service" means any telephone
21 system whereby telephone subscribers may utilize a three-digit
22 number (9-1-1) for reporting an emergency to the appropriate public
23 agency providing law enforcement, fire, medical or other emergency
24 services, including ancillary communications systems and personnel

1 necessary to pass the reported emergency to the appropriate
2 emergency service and which the wireless service provider is
3 required to provide pursuant to ~~the~~ Federal Communications
4 Commission Order 94-102 (961 Federal Register 40348);

5 ~~10.~~ 11. "9-1-1 wireless telephone fee" means the fee imposed in
6 Section 2865 of this title to finance the installation and operation
7 of emergency 9-1-1 services and any necessary equipment;

8 ~~11.~~ 12. "Person" means any service user, including, but not
9 limited to, any individual, firm, partnership, co-partnership, joint
10 venture, association, cooperative organization, private corporation,
11 whether organized for profit or not, fraternal organization,
12 nonprofit organization, estate, trust, business or common law trust,
13 receiver, assignee for the benefit of creditors, trustee or trustee
14 in bankruptcy, the United States of America, the state, any
15 political subdivision of the state, or any federal or state agency,
16 department, commission, board or bureau;

17 ~~12.~~ 13. "Place of primary use" means the street address
18 representative of where the use of the mobile telecommunications
19 service of the customer primarily occurs, which shall be the
20 residential street address or the primary business street address of
21 the customer and shall be within the licensed service area of the
22 home service provider in accordance with Section 55001 of Title 68
23 of the Oklahoma Statutes and the federal Mobile Telecommunications
24

1 Sourcing Act, P.L. No. 106-252, codified at 4 U.S.C. ~~116-126~~,
2 Sections 116 through 126;

3 ~~13.~~ 14. "Prepaid wireless telecommunications service" means a
4 telecommunications wireless service that provides the right to
5 utilize mobile wireless service as well as other telecommunications
6 services including the download of digital products delivered
7 electronically, content and ancillary services, which are paid for
8 in advance and sold in predetermined units or dollars of which the
9 number declines with use in a known amount;

10 ~~14.~~ 15. "Proprietary information" means wireless service
11 provider or VoIP service provider, subscriber, market share, cost
12 and review information;

13 ~~15.~~ 16. "Public agency" means any city, town, county, municipal
14 corporation, public district, public trust, substate planning
15 district, public authority or tribal authority located within this
16 state which provides or has authority to provide firefighting, law
17 enforcement, ambulance, emergency medical or other emergency
18 services;

19 ~~16.~~ 17. "Public safety answering point" or "PSAP" means an
20 entity responsible for receiving 9-1-1 calls and processing those
21 calls according to specific operational policy;

22 ~~17.~~ 18. "Public safety telecommunicator" means a person who
23 performs a public service by processing, analyzing, and dispatching
24 calls for emergency assistance. The person is a first responder

1 that provides pre-arrival instructions and has specialized training
2 to mitigate the loss of life and property;

3 ~~18.~~ 19. "Service user" means any person who is provided
4 exchange telephone service in this state;

5 ~~19.~~ 20. "Tariff rate" means the rate or rates billed by a local
6 exchange telephone company stated in tariffs applicable for such
7 company, as approved by the Oklahoma Corporation Commission, or the
8 current equivalent of such rates, which represent the recurring
9 charges of such local exchange telephone company for exchange
10 telephone service or its equivalent, exclusive of all taxes, fees,
11 licenses or similar charges whatsoever;

12 ~~20.~~ 21. "Wireless service provider" means a provider of
13 commercial mobile service under Section 332(d) of the
14 Telecommunications Act of 1996, 47 U.S.C., Section 151 et seq.,
15 Federal Communications Commission rules, and the Omnibus Budget
16 Reconciliation Act of 1993, Pub. L. No. 103-66, and includes a
17 provider of wireless two-way communication service, radio-telephone
18 communications related to cellular telephone service, network radio
19 access lines or the equivalent, and personal communication service.

20 The term does not include a provider of:

- 21 a. a service whose users do not have access to 9-1-1
22 service,
- 23 b. a communication channel used only for data
24 transmission, or

1 c. a wireless roaming service or other nonlocal radio
2 access line service;

3 ~~21.~~ 22. "Wireless telecommunications connection" means the ten-
4 digit access number assigned to a customer regardless of whether
5 more than one such number is aggregated for the purpose of billing a
6 service user; and

7 ~~22.~~ 23. "Voice over Internet Protocol (VoIP) provider" means a
8 provider of interconnected Voice over Internet Protocol service to
9 end users in the state, including resellers.

10 SECTION 11. AMENDATORY 63 O.S. 2021, Section 2864, as
11 last amended by Section 7, Chapter 258, O.S.L. 2023 (63 O.S. Supp.
12 2024, Section 2864), is amended to read as follows:

13 Section 2864. The powers and duties of the Oklahoma 9-1-1
14 Management Authority created in Section 2863 of this title shall be
15 to:

16 1. Employ an Oklahoma 9-1-1 Executive Coordinator pursuant to
17 its role in the Joint Executive Board for Emergency Communications
18 as required by Section 7 of this act;

19 2. Approve or disapprove the selection of the Oklahoma 9-1-1
20 Coordinator Deputy Coordinator by majority vote of the members. The
21 ~~Authority shall direct the Oklahoma 9-1-1 Coordinator to administer~~
22 ~~grants approved by the Authority pursuant to this section and~~
23 ~~perform other duties as it deems necessary to accomplish the~~

1 ~~requirements of the Oklahoma 9-1-1 Management Authority Act~~ Deputy
2 Coordinator shall be an employee of the Executive Coordinator;

3 ~~2.~~ 3. Prepare grant solicitations for funding for the purposes
4 of assisting public agencies with funding for consolidation of
5 facilities or services, deployment of Phase II technology or
6 successor technology, development of next-generation 9-1-1 regional
7 emergency service networks, and for other purposes it deems
8 appropriate and necessary;

9 ~~3.~~ 4. Work in conjunction with the Oklahoma Department of
10 Emergency Management ~~and Homeland Security~~ to create an annual
11 budget for the Authority, which shall be approved by majority vote
12 of the members;

13 ~~4.~~ 5. Direct the Oklahoma Tax Commission to escrow all or any
14 portion of funds collected pursuant to the Oklahoma 9-1-1 Management
15 Authority Act attributable to a public agency, if the public agency
16 fails to:

- 17 a. submit or comply with master plans to deliver ~~Next~~
18 ~~Generation~~ next-generation 9-1-1 (NG9-1-1) services as
19 required by the Oklahoma 9-1-1 Management Authority
20 Act and approved by the Authority. Local plans must
21 align with the ~~State's Master~~ state's master plan to
22 deploy NG9-1-1,
- 23 b. meet standards of the National Emergency Number
24 Association (NENA) limited to call-taking and caller-

- 1 location technology or comply with an improvement plan
2 to meet such standards as directed by the Authority,
3 c. submit annual reports or audits as required by the
4 Oklahoma 9-1-1 Management Authority Act,
5 d. provide connectivity and interoperability between
6 state, regional and local next-generation 9-1-1
7 systems, or
8 e. comply with the requirements of the Oklahoma 9-1-1
9 Management Authority Act or procedures established by
10 the Authority;

11 ~~5.~~ 6. Establish and submit to the Tax Commission a list of
12 eligible governing bodies entitled to receive 9-1-1 telephone fees
13 and establish annual population figures and square miles for the
14 coverage area of the public safety answering points (PSAPs) for the
15 purpose of distributing fees collected pursuant to Section 2865 of
16 this title. Distribution of the net monthly revenue from 9-1-1 fees
17 after the distributions established in Sections 2865, 2866, and 2867
18 of this title will be provided to eligible governing bodies
19 established by this section as follows:

- 20 a. a flat rate of Three Thousand Dollars (\$3,000.00) per
21 month per PSAP, and
22 b. from the remaining balance:
23 (1) ten percent (10%) to be derived by dividing the
24 land area covered by each public agency's

1 response area by the total land area of the
2 state, and

3 (2) ninety percent (90%) to be derived by dividing
4 the population of each public agency's response
5 area by the total population of the state using
6 data from the latest available Census estimates
7 as of July 1 of each year;

8 ~~6.~~ 7. Assist any public agency the Authority determines is
9 performing below NENA standards, as limited by paragraph 4 5 of this
10 section, according to the improvement plan required by the Oklahoma
11 9-1-1 Management Authority Act. The Authority shall establish a
12 time period for the public agency to come into compliance, after
13 which the Authority shall escrow funds as authorized in this
14 section. Improvement plans may include consideration and
15 recommendations for consolidation with other public agencies, ~~and~~
16 sharing equipment and technology with other jurisdictions;

17 ~~7.~~ 8. Require an annual report from public agencies regarding
18 operations and financing of the ~~public safety answering point (PSAP)~~
19 PSAP and approve, modify or reject such reports;

20 ~~8.~~ 9. Conduct and review audits and financial records of the
21 wireless service providers and review public agencies' audits and
22 financial records regarding the collection, remittance and
23 expenditures of 9-1-1 wireless telephone fees as required by the
24 Oklahoma 9-1-1 Management Authority Act;

- 1 ~~9.~~ 10. Develop a master plan to deploy ~~next-generation 9-1-1~~
2 NG9-1-1 services statewide. This will include the development of
3 performance criteria critical to the function and performance of
4 NG9-1-1 networks and systems;
- 5 ~~10.~~ 11. Establish rules for interoperability between state,
6 regional and local NG9-1-1 systems;
- 7 ~~11.~~ 12. Facilitate information-sharing among public agencies;
- 8 ~~12.~~ 13. Create and maintain best practices databases for PSAP
9 operations;
- 10 ~~13.~~ 14. Encourage equipment- and technology-sharing among all
11 jurisdictions;
- 12 ~~14.~~ 15. Develop training program standards for public safety
13 telecommunicators for call_-taking. Training program standards shall
14 include instruction on recognizing the need for and delivery of
15 High-Quality Telecommunicator CPR (T-CPR) that can be delivered by
16 9-1-1 public safety telecommunicators for acute events requiring CPR
17 including, but not limited to, out-of-hospital cardiac events
18 (OHCA);
- 19 ~~15.~~ 16. Mediate disputes between public agencies and other
20 entities involved in providing 9-1-1 emergency telephone services;
- 21 ~~16.~~ 17. Provide a clearinghouse of contact information for
22 communications service companies and PSAPs operating in this state;
- 23 ~~17.~~ 18. Make recommendations for consolidation upon the request
24 of public agencies;

1 ~~18.~~ 19. Establish contracts for the necessary equipment and
2 services to deliver 9-1-1 calls to the ~~public safety answering~~
3 ~~points~~ PSAPs;

4 ~~19.~~ 20. Establish an eligible use list for 9-1-1 funds; and

5 ~~20.~~ 21. Take any steps necessary to carry out the duties
6 required by the Oklahoma 9-1-1 Management Authority Act.

7 SECTION 12. AMENDATORY 63 O.S. 2021, Section 2865, as
8 amended by Section 8, Chapter 258, O.S.L. 2023 (63 O.S. Supp. 2024,
9 Section 2865), is amended to read as follows:

10 Section 2865. A. There shall be imposed a 9-1-1 telephone fee
11 as follows:

12 1. One Dollar and twenty-five cents (\$1.25) monthly on each
13 wireless telephone connection and other wireless communication
14 device or service connection with the ability to dial 9-1-1 for
15 emergency calls;

16 2. One Dollar and twenty-five cents (\$1.25) monthly on each
17 service with the ability to dial 9-1-1 for emergency calls,
18 including landline; and

19 3. One Dollar and twenty-five cents (\$1.25) on each prepaid
20 wireless retail transaction occurring in this state.

21 B. 1. For purposes of paragraph 3 of subsection A of this
22 section, a retail transaction that is effected in person by a
23 consumer at a business location of the seller shall be treated as
24 occurring in this state if that business location is in this state.

1 Any other retail transaction shall be sourced as provided in
2 paragraphs 2 through 5 of this subsection as applicable.

3 2. When the retail transaction does not occur at a business
4 location of the seller, the retail transaction shall be sourced to
5 the location where receipt by the consumer, or the consumer's donee,
6 designated as such by the consumer, occurs, including the location
7 indicated by instructions for delivery to the consumer or donee,
8 known to the seller.

9 3. When the provisions of paragraph 2 of this subsection do not
10 apply, the sale shall be sourced to the location indicated by an
11 address for the consumer that is available from the business records
12 of the seller that are maintained in the ordinary course of the
13 seller's business when use of this address does not constitute bad
14 faith.

15 4. When the provisions of paragraphs 2 and 3 of this subsection
16 do not apply, the sale shall be sourced to the location indicated by
17 an address for the consumer obtained during the consummation of the
18 sale, including the address of a consumer's payment instrument, if
19 no other address is available, when use of this address does not
20 constitute bad faith.

21 5. When none of the previous rules of paragraphs 1, 2, 3 and 4
22 of this subsection apply, including the circumstance in which the
23 seller is without sufficient information to apply the previous
24 rules, then the location shall be determined by the address from

1 which the service was provided, disregarding for these purposes any
2 location that merely provided the digital transfer of the product
3 sold. If the seller knows the mobile telephone number, the location
4 will be that which is associated with the mobile telephone number.

5 C. From each one-dollar-and-twenty-five-cent fee assessed and
6 collected pursuant to subsection A of this section, twenty-two cents
7 (\$0.22) shall be deposited into the Oklahoma 9-1-1 Management
8 Authority Revolving Fund created pursuant to Section 2869 of this
9 title. Funds accumulating in this revolving fund shall be used to
10 fund the salary of the Oklahoma 9-1-1 Executive Coordinator and any
11 administrative staff, operations of the Authority and any costs
12 associated with the administration of the Oklahoma 9-1-1 Management
13 Authority Act within the Oklahoma Department of Emergency Management
14 ~~and Homeland Security~~, and for grants approved by the Authority for
15 purposes as authorized in the Oklahoma 9-1-1 Management Authority
16 Act.

17 SECTION 13. AMENDATORY 74 O.S. 2021, Section 51.1a, as
18 last amended by Section 2, Chapter 257, O.S.L. 2024 (74 O.S. Supp.
19 2024, Section 51.1a), is amended to read as follows:

20 Section 51.1a. A. In addition to the powers and duties as
21 defined elsewhere in statute, the Oklahoma Emergency Communications
22 ~~Office of Homeland Security~~ has the duty and responsibility for
23 interoperable public safety communications planning within this
24

1 state. As part of this duty, the Oklahoma Emergency Communications
2 ~~Office of Homeland Security~~ shall:

3 1. Annually develop and electronically report to the Governor,
4 President Pro Tempore of the Oklahoma State Senate, and Speaker of
5 the Oklahoma House of Representatives, the Statewide Communications
6 Interoperability Plan;

7 2. Coordinate statewide planning for public safety
8 communication needs of state government and state emergency
9 responders, including a migration plan for state agency use of
10 public safety communications technologies and rendering of aid
11 between state government and its political subdivisions for
12 organizing and use of disparate public safety communications
13 systems;

14 3. Serve as a focal point for all state-level projects
15 involving public safety communications vendors where the focus of
16 such authority can substantially enhance the state communications
17 plan or savings;

18 4. Apply for, receive and hold, or assist state agencies in
19 applying for, receiving or holding, such authorizations, licenses,
20 and allocations of channels and frequencies to carry out the
21 purposes of this section;

22 5. Establish minimum standards and protocols for the
23 acquisition, development, or enhancement of public safety
24 communications technologies. These standards shall be utilized by

1 the Information Services Division of the Office of Management and
2 Enterprise Services pursuant to the provisions of Section 34.20 of
3 Title 62 of the Oklahoma Statutes; and

4 6. Accomplish such other purposes as may be necessary or
5 incidental to the administration of its authority or functions
6 pursuant to law.

7 B. It is the intent of the Legislature that all state public
8 entities comply with the provisions of the Statewide Communications
9 Interoperability Plan issued by the Oklahoma Emergency
10 Communications Office of Homeland Security. All state agencies are
11 required to review the provisions of the Statewide Communications
12 Interoperability Plan and the public safety communications standards
13 issued by the Oklahoma Emergency Communications Office of Homeland
14 Security prior to the purchase, acquisition, development, or
15 enhancement of any public safety communications system. Local
16 public safety agencies and political subdivisions of the state are
17 encouraged, but not required, to review the provisions of the
18 Statewide Communications Interoperability Plan and the public safety
19 communications standards issued by the Oklahoma Emergency
20 Communications Office of Homeland Security prior to the purchase,
21 acquisition, development, or enhancement of any public safety
22 communications system to assist the local public safety agency or
23 political subdivision in purchasing decisions.

24

1 C. Homeland Security shall ensure that all Federal and State
2 grant funding for radio and data communications meets the State
3 Communications Plan that is approved by the Oklahoma Emergency
4 Communications Authority.

5 D. No state agency shall use state funds or enter into any
6 agreement for the acquisition, development, or enhancement of a
7 public safety communication system unless the request is consistent
8 with the Statewide Communications Interoperability Plan and the
9 public safety communications standards issued by the Oklahoma
10 Emergency Communications Office ~~of Homeland Security.~~

11 SECTION 14. REPEALER 62 O.S. 2021, Section 35.6.2, is
12 hereby repealed.

13 SECTION 15. This act shall become effective November 1, 2025.

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