

65.7630 Gathering and reporting information regarding 911 emergency communications funding and costs -- Annual report to board by agencies and providers -- Administrative regulations -- Information subject to disclosure under Open Records Act and information subject to confidentiality -- Report to Legislative Research Commission.

- (1) The board shall gather and report data and information regarding 911 emergency communications funding procedures and costs on or before November 1 of each year.
- (2) The board shall determine the information it needs to evaluate 911 funding, collection of the CMRS service charges, and expenditures, and each local government, state governmental agency, wireless or wireline provider of technology capable of transmitting voice or text traffic for an emergency 911 request to a PSAP, and/or private citizen in possession of that information shall provide the information to the board within the time frames established by the board. The board may hire a consultant to gather and analyze the information required by this section.
- (3) Each local governmental agency and state governmental agency having jurisdiction over one (1) or more public safety answering points (PSAPs) shall provide at least the following information to the board each fiscal year:
 - (a) The amount of revenue available or budgeted for 911 services from the following sources:
 1. The state general fund;
 2. CMRS funds received through the distribution formula under KRS 65.7631;
 3. City and county general funds
 4. CMRS grant funds
 5. Other grant funds and their sources; and
 6. Any other funds received for 911 service and their sources; and
 - (b) How the revenue described in this paragraph was spent by the PSAPs.
- (4) Each CMRS provider shall submit at least the following to the board:
 - (a) One (1) annual report each calendar year of the total number of active CMRS connections in each zip code within Kentucky served by the provider for each month during the year. The report shall be in the form and manner prescribed by the board and shall be submitted no later than thirty (30) days after the end of each year. Each CMRS provider shall include in its report separate counts of the numbers of active CMRS connections attributable to prepaid customers, postpaid customers, and wireless low-income Lifeline customers served by the CMRS provider for each month. For the purposes of this subsection, "active CMRS connection" means all CMRS connections that have an account balance of units of time or dollars greater than zero on any day of the month and includes every Lifeline end user for whom the CMRS provider received reimbursement from the universal service fund during the month under the wireless low-income Lifeline program; and

- (b) Upon request of the board, any other information needed to evaluate CMRS service charge remittances to the board.
- (5) Each local governmental agency, state governmental agency, or wireless or wireline provider of technology capable of transmitting voice traffic for an emergency 911 request to a PSAP that fails to provide the information required by this section shall not be eligible to receive distributions of state funds from the CMRS Board.
- (6) The CMRS Board shall promulgate administrative regulations in accordance with KRS Chapter 13A to establish annual reporting requirements so that the board has the information needed to monitor the use of 911 funds and the rate of the 911 service charge.
- (7) All information received by the CMRS Board pursuant to this section shall be subject to disclosure under KRS 61.870 to 61.884. Proprietary information given to the board by any wireless or wireline provider of technology capable of transmitting voice or text traffic for an emergency 911 request to a PSAP pursuant to this section shall be subject to the same confidentiality as provided for proprietary information under KRS 65.7639 and shall only be released or published in aggregate amounts which do not identify or allow identification of numbers of CMRS customers or revenues attributable to an individual CMRS provider.
- (8) The CMRS Board shall ensure that the Legislative Research Commission has access to all data collected under this section and shall report this information to the Legislative Research Commission's Interim Joint Committee on Veterans, Military Affairs, and Public Protection by November 1 of each year. Upon request, the board shall also report this information to any public entity as defined in KRS 65.310.

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History: Amended 2016 Ky. Acts ch. 111, sec. 9, effective July 15, 2016. -- Created 2011 Ky. Acts ch. 106, sec. 1, effective June 8, 2011.