

# SENATE BILL 633

E4

(2lr0953)

## ENROLLED BILL

— Finance/Health and Government Operations —

Introduced by **Senators Kagan and Reilly**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

#### 2 **Public Safety – 9–1–1 Emergency Telephone System – Alterations**

3 FOR the purpose of making alterations to the 9–1–1 Emergency Telephone System in the  
4 State; altering the classification ~~and compensation~~ of 9–1–1 specialists; authorizing  
5 9–1–1 specialists to seek certain treatment confidentially; requiring the Maryland  
6 9–1–1 Board to establish certain procedures governing vacancies on the Board;  
7 altering the powers and duties of the Board with respect to public safety answering  
8 point personnel training and cybersecurity standards; requiring the Comptroller to  
9 submit certain updates regarding certain audits; altering the maximum amount of  
10 the county 9–1–1 fee that a county may impose under certain circumstances; and  
11 generally relating to 9–1–1 emergency telephone systems.

12 BY repealing and reenacting, with amendments,

13 Article – Public Safety

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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber/conference committee amendments.*



1 Section 1–301, 1–302.1, 1–304.2, 1–305(c), 1–306(b)(15) and (e), 1–307, 1–309.1,  
2 1–310(f), and 1–311  
3 Annotated Code of Maryland  
4 (2018 Replacement Volume and 2021 Supplement)

5 BY repealing  
6 Article – Public Safety  
7 Section 1–305(d)  
8 Annotated Code of Maryland  
9 (2018 Replacement Volume and 2021 Supplement)

10 BY adding to  
11 Article – Public Safety  
12 Section 1–305(d)  
13 Annotated Code of Maryland  
14 (2018 Replacement Volume and 2021 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
16 That the Laws of Maryland read as follows:

17 **Article – Public Safety**

18 1–301.

19 (a) In this subtitle the following words have the meanings indicated.

20 (b) “Board” means the Maryland 9–1–1 Board.

21 (c) “Commercial mobile radio service” or “CMRS” means mobile  
22 telecommunications service that is:

23 (1) provided for profit with the intent of receiving compensation or  
24 monetary gain;

25 (2) an interconnected, two–way voice service; and

26 (3) available to the public.

27 (d) “Commercial mobile radio service provider” or “CMRS provider” means a  
28 person authorized by the Federal Communications Commission to provide CMRS in the  
29 State.

30 (e) “County 9–1–1 fee” means the fee imposed by a county in accordance with §  
31 1–311 of this subtitle.

1 (f) "County plan" means a plan for a 9-1-1 system or enhanced 9-1-1 system, or  
2 an amendment to the plan, developed by a county or several counties together under this  
3 subtitle.

4 (g) (1) "Customer" means:

5 (i) the person that contracts with a home service provider for CMRS;  
6 or

7 (ii) the end user of the CMRS if the end user of the CMRS is not the  
8 contracting party.

9 (2) "Customer" does not include:

10 (i) a reseller of CMRS; or

11 (ii) a serving carrier under an arrangement to serve the customer  
12 outside the home service provider's licensed service area.

13 (h) "Enhanced 9-1-1 system" means a 9-1-1 system that provides:

14 (1) automatic number identification;

15 (2) automatic location identification; and

16 (3) any other technological advancements that the Board requires.

17 (i) "FCC order" means an order issued by the Federal Communications  
18 Commission under proceedings regarding the compatibility of enhanced 9-1-1 systems and  
19 delivery of wireless enhanced 9-1-1 service.

20 (j) **(1) "FIRST RESPONDER" MEANS AN EMPLOYEE OF A STATE OR LOCAL  
21 PUBLIC SAFETY AGENCY THAT PROVIDES EMERGENCY RESPONSE SERVICES.**

22 **(2) "FIRST RESPONDER" INCLUDES:**

23 **(I) A FIREFIGHTER;**

24 **(II) A PARAMEDIC;**

25 **(III) AN EMERGENCY MEDICAL TECHNICIAN;**

26 **(IV) A RESCUE SQUAD MEMBER;**

27 **(V) A SWORN MEMBER OF THE OFFICE OF THE STATE FIRE  
28 MARSHAL;**

1                   **(VI) A MEMBER OF A VOLUNTEER FIRE OR RESCUE COMPANY**  
2 **WHO IS A COVERED EMPLOYEE UNDER § 9-234 OF THE LABOR AND EMPLOYMENT**  
3 **ARTICLE;**

4                   **(VII) AN INDIVIDUAL WHO IS LICENSED OR CERTIFIED UNDER §**  
5 **13-516 OF THE EDUCATION ARTICLE; AND**

6                   **(VIII) A 9-1-1 SPECIALIST.**

7           **(K)** “Home service provider” means the facilities-based carrier or reseller that  
8 contracts with a customer to provide CMRS.

9           **[(k)] (L)** “Next Generation 9-1-1 services” means an Internet Protocol  
10 (IP)-based system, comprised of hardware, software, data, and operational policies and  
11 procedures, that:

12                   (1) provides standardized interfaces from emergency call and message  
13 services to support emergency communications;

14                   (2) processes all types of requests for emergency services, including voice,  
15 text, data, and multimedia information;

16                   (3) acquires and integrates additional emergency call data useful to  
17 routing and handling of requests for emergency services;

18                   (4) delivers the emergency calls, messages, and data to the appropriate  
19 public safety answering point and other appropriate emergency entities;

20                   (5) supports data or video communications needs for coordinated incident  
21 response and management; and

22                   (6) provides broadband service to public safety answering points or other  
23 first responder entities.

24           **[(l)] (M)** “9-1-1-accessible service” means telephone service or another  
25 communications service that connects an individual dialing the digits 9-1-1 to an  
26 established public safety answering point.

27           **[(m)] (N)** (1) “9-1-1 service carrier” means a provider of CMRS or other  
28 9-1-1-accessible service.

29                   (2) “9-1-1 service carrier” does not include a telephone company.

1           **[(n)] (O)**     “9–1–1 specialist” means an employee of a county public safety  
2 answering point, or an employee working in a county public safety answering point, whose  
3 duties and responsibilities include:

4                   (1)     receiving and processing 9–1–1 requests for emergency services;

5                   (2)     other support functions directly related to 9–1–1 requests for  
6 emergency services; or

7                   (3)     dispatching law enforcement officers, fire rescue services, emergency  
8 medical services, and other public safety services to the scene of an emergency.

9           **[(o)] (P)**     (1)     “9–1–1 system” means telephone service that:

10                   (i)     meets the planning guidelines established under this subtitle;  
11 and

12                   (ii)    automatically connects an individual dialing the digits 9–1–1 to  
13 an established public safety answering point.

14                   (2)     “9–1–1 system” includes:

15                   (i)     equipment for connecting and outswitching 9–1–1 calls within a  
16 telephone central office;

17                   (ii)    trunking facilities from a telephone central office to a public  
18 safety answering point; and

19                   (iii)  equipment to connect 9–1–1 calls to the appropriate public safety  
20 agency.

21           **[(p)] (Q)**     “9–1–1 Trust Fund” means the fund established under § 1–308 of this  
22 subtitle.

23           **[(q)] (R)**     “Prepaid wireless E 9–1–1 fee” means the fee that is required to be  
24 collected by a seller from a consumer in the amount established under § 1–313 of this  
25 subtitle.

26           **[(r)] (S)**     “Prepaid wireless telecommunications service” means a commercial  
27 mobile radio service that:

28                   (1)     allows a consumer to dial 9–1–1 to access the 9–1–1 system;

29                   (2)     must be paid for in advance; and

30                   (3)     is sold in predetermined units that decline with use in a known amount.

1           **[(s)] (T)**       “Public safety agency” means:

2                   (1)     a functional division of a public agency that provides fire fighting,  
3 police, medical, or other emergency services; or

4                   (2)     a private entity that provides fire fighting, police, medical, or other  
5 emergency services on a voluntary basis.

6           **[(t)] (U)**       “Public safety answering point” means a communications facility that:

7                   (1)     is operated on a 24-hour basis;

8                   (2)     first receives 9-1-1 requests for emergency services in a 9-1-1 service  
9 area; and

10                  (3)     as appropriate:

11                           (i)     dispatches public safety services directly;

12                           (ii)    transmits incident data to appropriate public safety agencies  
13 within the State for the dispatch of public safety services; or

14                           (iii)  transfers 9-1-1 requests for emergency services or transmits  
15 incident data to:

16                                   1.     an appropriate federal emergency communication center  
17 responsible for the delivery of public safety services on a federal campus or federal  
18 reservation; or

19                                   2.     an appropriate public safety answering point located  
20 within or outside the State.

21           **[(u)] (V)**       “Secretary” means the Secretary of Emergency Management.

22           **[(v)] (W)**       “Seller” means a person that sells prepaid wireless telecommunications  
23 service to another person.

24           **[(w)] (X)**       “State 9-1-1 fee” means the fee imposed in accordance with § 1-310 of  
25 this subtitle.

26           **[(x)] (Y)**       “Wireless enhanced 9-1-1 service” means enhanced 9-1-1 service  
27 under an FCC order.

28 1-302.1.

1 (a) The General Assembly finds that 9-1-1 specialists are key members of the  
2 team of public safety personnel responding to requests from the public for emergency  
3 assistance.

4 (b) [It is the intent of the General Assembly that jurisdictions] **EACH**  
5 **JURISDICTION** employing 9-1-1 specialists **SHALL**:

6 (1) appropriately classify 9-1-1 specialists **AS FIRST RESPONDERS** in  
7 recognition of the training, knowledge, and skills that 9-1-1 specialists possess and  
8 demonstrate in answering and handling requests for emergency assistance; and

9 (2) compensate 9-1-1 specialists in a manner that:

10 (i) reflects their membership in the team of public safety personnel  
11 answering and responding to requests for emergency assistance; ~~[and]~~

12 (ii) is commensurate with the training, knowledge, and skills they  
13 possess; ~~AND.~~

14 ~~(iii) EXCEEDS THE MINIMUM WAGE RATE REQUIRED IN § 3-413~~  
15 ~~OF THE LABOR AND EMPLOYMENT ARTICLE.~~

16 1-304.2.

17 (A) Each public safety answering point shall adopt and implement programs  
18 compliant with best practices on 9-1-1 acute/traumatic and chronic stress management.

19 (B) (1) **A 9-1-1 SPECIALIST MAY, AS PART OF OCCUPATIONAL**  
20 **WELL-BEING STANDARDS AND PRACTICES, SEEK TREATMENT FOR JOB-RELATED**  
21 **AUDIBLE OR VISUAL TRAUMA WITHOUT INFORMING ANYONE.**

22 (2) **EXCEPT AS OTHERWISE PROVIDED UNDER TITLE 9, SUBTITLE 1**  
23 **OF THE COURTS ARTICLE, COMMUNICATIONS BETWEEN A 9-1-1 SPECIALIST AND A**  
24 **TREATMENT PROVIDER THAT OCCUR IN CONNECTION WITH THE TREATMENT OF**  
25 **JOB-RELATED AUDIBLE OR VISUAL TRAUMA SHALL BE CONFIDENTIAL.**

26 1-305.

27 (c) (1) The term of a member is 4 years and begins on July 1.

28 (2) The terms of the members are staggered as required by the terms  
29 provided for members of the Board on October 1, 2003.

30 (3) At the end of a term, a member continues to serve until a successor is  
31 appointed and qualifies.

1           (4)   **(I)**    If a vacancy occurs after a term has begun, the Governor shall  
2 appoint a successor to represent the organization or group in which the vacancy occurs.

3                           **(II) THE BOARD, IN CONSULTATION WITH THE MARYLAND**  
4 **DEPARTMENT OF EMERGENCY MANAGEMENT, SHALL DEVELOP AND ESTABLISH**  
5 **PROCEDURES FOR:**

6                           **1. FILLING A VACANCY AS SOON AS PRACTICABLE AFTER**  
7 **THE VACANCY OCCURS; AND**

8                           **2. ENSURING CANDIDATES FOR FILLING A VACANCY**  
9 **HAVE APPROPRIATE EXPERTISE AND A COMMITMENT TO IMPROVING 9-1-1**  
10 **SERVICES IN THE STATE.**

11           (5)    A member who is appointed after a term has begun serves only for the  
12 rest of the term and until a successor is appointed and qualifies.

13           [(d)    The Governor shall appoint a chairperson from among the Board members.]

14           **(D) FROM AMONG ITS MEMBERS, THE BOARD SHALL ELECT A CHAIR AND**  
15 **VICE CHAIR.**

16 1-306.

17           (b)    The Board's responsibilities include:

18                   (15)    establishing training standards for public safety answering point  
19 personnel based on national best practices, including training concerning:

20                           **(I)**    Next Generation 9-1-1 topics; [and]

21                           **(II)**   individual psychological well-being and resilience; AND

22                           **(III) SUBJECT TO SUBSECTION (E)(2) OF THIS SECTION, IMPLICIT**  
23 **BIAS TRAINING;**

24           (e)    (1)   **(I)**    The standards established by the Board under subsection (b)(15)  
25 of this section shall include onboarding standards for newly hired 9-1-1 specialists and  
26 minimum continuing education standards for 9-1-1 specialists.

27                           **(II) THE BOARD SHALL DEVELOP CRITERIA AND APPROVE THE**  
28 **INITIAL AND ONGOING TRAINING CURRICULUM FOR THE TRAINING REQUIRED**  
29 **UNDER SUBSECTION (B)(15) OF THIS SECTION.**



1           (2) PUBLIC SAFETY ANSWERING POINT PERSONNEL SHALL BE  
2 PROVIDED THE IMPLICIT BIAS TRAINING REQUIRED UNDER SUBSECTION (B)(15)(III)  
3 OF THIS SECTION:

4           (1) ON OR BEFORE OCTOBER 1, 2024, FOR PERSONNEL HIRED  
5 BY THE PUBLIC SAFETY ANSWERING POINT ON OR BEFORE OCTOBER 1, 2022;

6           (II) AT THE TIME OF HIRE FOR PERSONNEL HIRED BY THE  
7 PUBLIC SAFETY ANSWERING POINT AFTER OCTOBER 1, 2022; AND

8           (III) ON A RECURRING BASIS WITH UPDATES AS DETERMINED BY  
9 THE BOARD, BUT AT LEAST ONCE EVERY 4 YEARS.

10           (3) (i) At least once each year, the Board shall provide for an audit of  
11 each public safety answering point in order to ensure that 9-1-1 specialists and other  
12 personnel employed by the public safety answering point have satisfied the training  
13 requirements established in accordance with subsection (b)(15) of this section.

14           (ii) The audit described under subparagraph (i) of this paragraph  
15 may be conducted concurrently with an inspection of the public safety answering point in  
16 accordance with subsection (b)(10) of this section.

17           (III) 1. IF THE BOARD DETERMINES THAT THE PERSONNEL  
18 EMPLOYED BY A PUBLIC SAFETY ANSWERING POINT HAVE NOT SATISFIED THE  
19 TRAINING REQUIREMENTS ESTABLISHED IN ACCORDANCE WITH SUBSECTION  
20 (B)(15) OF THIS SECTION, THE BOARD AND PUBLIC SAFETY ANSWERING POINT  
21 SHALL JOINTLY DEVELOP A REMEDIATION PLAN AND IMPLEMENTATION TIMELINE.

22           2. THE BOARD MAY IMPOSE SANCTIONS ON A PUBLIC  
23 SAFETY ANSWERING POINT IF THE PUBLIC SAFETY ANSWERING POINT FAILS TO  
24 COMPLY WITH A REMEDIATION PLAN OR IMPLEMENTATION TIMELINE DEVELOPED  
25 UNDER THIS SUBPARAGRAPH.

26 1-307.

27           (a) The Board shall submit an annual report to the Governor, the Secretary, and,  
28 subject to § 2-1257 of the State Government Article, the Legislative Policy Committee, THE  
29 SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE, AND  
30 THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE.

31           (b) The report SUBMITTED UNDER SUBSECTION (A) OF THIS SECTION shall  
32 provide the following information:

33           (1) for each county:

1 ~~[(1)]~~ **(I)** the type of 9-1-1 system currently operating in the county;

2 ~~[(2)]~~ **(II)** the total State 9-1-1 fee and county 9-1-1 fee charged;

3 ~~[(3)]~~ **(III)** the funding formula in effect;

4 ~~[(4)]~~ **(IV)** any statutory or regulatory violation by the county and the  
5 response of the Board; AND

6 ~~[(5)]~~ **(V)** any efforts to establish an enhanced 9-1-1 system in the county;  
7 [and]

8 ~~[(6)]~~ **(2)** any suggested changes to this subtitle; AND

9 **(3)** FOR THE ANNUAL REPORTS SUBMITTED IN 2022 THROUGH 2027:

10 **(I)** AN UPDATE ON THE PROGRESS OF EACH COUNTY IN  
11 TRANSITIONING TO NEXT GENERATION 9-1-1 TECHNOLOGY, INCLUDING  
12 COMPLIANCE WITH CYBERSECURITY STANDARDS AND MEETING GOALS OF  
13 INTEROPERABILITY AND GEOGRAPHIC INFORMATION SYSTEM MAPPING  
14 INTEGRATION;

15 **(II)** THE FOLLOWING PERSONNEL INFORMATION FOR EACH  
16 COUNTY PUBLIC SAFETY ANSWERING POINT:

17 **1.** STAFFING AND VACANCY LEVELS;

18 **2.** A SUMMARY OF THE COUNTY'S EFFORTS TO FIND,  
19 HIRE, AND RETAIN QUALIFIED PERSONNEL;

20 **3.** AN UPDATE ON TRAINING OF PUBLIC SAFETY  
21 ANSWERING POINT PERSONNEL UNDER § 1-306 OF THIS SUBTITLE; AND

22 **4.** INCIDENCE OF WORKERS' COMPENSATION CLAIMS BY  
23 PUBLIC SAFETY ANSWERING POINT PERSONNEL;

24 **(III)** AN UPDATE ON AUDITS CONDUCTED BY THE COMPTROLLER  
25 OF FEE COLLECTION AND REMITTANCES, INCLUDING WHETHER FEES COLLECTED  
26 ARE SUFFICIENT TO COVER EACH COUNTY'S OPERATIONAL COSTS FOR THE 9-1-1  
27 SYSTEM AND ANY MEASURES RECOMMENDED OR IMPLEMENTED TO ADDRESS COST  
28 SHORTAGES;

1 (IV) ANNUAL INCIDENTS OF UNNECESSARY REQUESTS FOR  
2 EMERGENCY SERVICES MADE TO 9-1-1 FOR THE PURPOSE OF DISPATCHING AN  
3 UNNEEDED EMERGENCY RESPONSE AND ANY RESULTING BODILY HARM OR DEATH;

4 (V) INCIDENCE AND INTERVAL DATA RELATING TO 9-1-1  
5 OUTAGES OR THE ABSENCE OF 9-1-1 SPECIALISTS TO RECEIVE REQUESTS FOR  
6 EMERGENCY SERVICES; AND

7 (VI) AN UPDATE ON INTEGRATION OF THE 9-1-1 SYSTEM WITH  
8 9-8-8 AND 2-1-1 AND THE IMPACT ON 9-1-1 OPERATIONS AND CAPACITY.

9 (C) THE DEPARTMENT SHALL SUMMARIZE AND ANALYZE THE INFORMATION  
10 PROVIDED UNDER SUBSECTION (B)(3) OF THIS SECTION AND, SUBJECT TO § 2-1257  
11 OF THE STATE GOVERNMENT ARTICLE, SUBMIT TO THE SENATE EDUCATION,  
12 HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE HEALTH  
13 AND GOVERNMENT OPERATIONS COMMITTEE:

14 (1) THE SUMMARY AND ANALYSIS;

15 (2) ANY ASSOCIATED RECOMMENDATIONS TO ADDRESS ISSUES  
16 RAISED BY THE ANALYSIS; AND

17 (3) A DESCRIPTION OF ANY MEASURES IMPLEMENTED BY THE  
18 DEPARTMENT TO ADDRESS ISSUES RAISED BY THE ANALYSIS.

19 1-309.1.

20 (a) In consultation with the Maryland Cybersecurity Council established under §  
21 9-2901 of the State Government Article, the Board shall establish cybersecurity standards  
22 for public safety answering points based on national industry and 9-1-1 system trade  
23 association best practices, including standards concerning response protocols in the event  
24 of a cybersecurity attack on a public safety answering point.

25 (b) At least once each year on a date determined by the Board and in advance of  
26 submitting a request for or receiving any money from the 9-1-1 Trust Fund, the director  
27 of each public safety answering point shall examine the cybersecurity of the public safety  
28 answering point to determine whether the cybersecurity defenses employed by the public  
29 safety answering point satisfy the standards established by the Board under subsection (a)  
30 of this section and submit to the Board a report detailing the results of that exercise.

31 (c) (1) If a director of a public safety answering point fails to submit a report  
32 required under subsection (b) of this section, the Board may not authorize any money from  
33 the 9-1-1 Trust Fund to be paid to a county serviced by the public safety answering point  
34 until that report has been submitted.

1           **(2) (i) IF A PUBLIC SAFETY ANSWERING POINT FAILS TO MEET THE**  
2 **CYBERSECURITY STANDARDS ESTABLISHED BY THIS SECTION DURING THE ANNUAL**  
3 **EXAMINATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION, THE BOARD**  
4 **SHALL WORK WITH THE PUBLIC SAFETY ANSWERING POINT TO DEVELOP AN**  
5 **AGGRESSIVE, CONSENSUS REMEDIATION PLAN AND IMPLEMENTATION TIMELINE.**

6           **(ii) IF A PUBLIC SAFETY ANSWERING POINT FAILS TO COMPLY**  
7 **WITH A REMEDIATION PLAN DEVELOPED UNDER THIS PARAGRAPH, THE BOARD MAY**  
8 **REFUSE TO AUTHORIZE MONEY FROM THE 9-1-1 TRUST FUND TO BE PAID TO A**  
9 **COUNTY SERVICED BY THE PUBLIC SAFETY ANSWERING POINT FOR ANY NEW,**  
10 **NONCYBERSECURITY PURPOSE.**

11 1-310.

12           (f) (1) The Comptroller, in consultation with the Board, shall adopt  
13 procedures for auditing surcharge collection and remittance by telephone companies and  
14 CMRS providers of 9-1-1 fees collected under this section and under § 1-311 of this  
15 subtitle.

16           (2) The procedures adopted under paragraph (1) of this subsection shall be  
17 consistent with the audit and appeal procedures established for the sales and use tax under  
18 Titles 11 and 13 of the Tax – General Article.

19           (3) The Comptroller may issue an administrative subpoena to compel  
20 compliance with an audit conducted under this subsection.

21           (4) The Comptroller shall develop and distribute informational materials  
22 to telephone companies and CMRS providers regarding:

23                   (i) proper collection and remittance of 9-1-1 fees; and

24                   (ii) the audit procedures adopted under paragraph (1) of this  
25 subsection.

26           (5) On request of a telephone company or CMRS provider, and except as  
27 otherwise required by law, the information that the telephone company or CMRS provider  
28 reports to the Comptroller shall be confidential, privileged, and proprietary and may not be  
29 disclosed to any person other than the telephone company or CMRS provider.

30           (6) The Comptroller is entitled to an amount equal to 0.5% of the 9-1-1  
31 fees collected under this section to cover the expenses of conducting audits under this  
32 subsection.

33           (7) On or before December 1 each year, the Comptroller shall submit an  
34 annual report to the Board detailing the audits conducted during the immediately  
35 preceding year and the outcome of each audit.

1           (8) (I) **BETWEEN DECEMBER 31, 2022, AND JANUARY 1, 2025, IN**  
2 **ADDITION TO THE ANNUAL REPORT REQUIRED BY PARAGRAPH (7) OF THIS**  
3 **SUBSECTION, THE COMPTROLLER SHALL:**

4                   1. **SUBMIT TO THE BOARD QUARTERLY UPDATES**  
5 **DETAILING THE AUDITS CONDUCTED IN THE IMMEDIATELY PRECEDING QUARTER;**  
6 **AND**

7                   2. **IMMEDIATELY NOTIFY THE BOARD OF ANY**  
8 **DEFICIENCIES DETECTED BY AN AUDIT.**

9                   (II) **BEGINNING JANUARY 1, 2025, ON REQUEST OF THE BOARD,**  
10 **THE COMPTROLLER SHALL PROVIDE QUARTERLY UPDATES DETAILING THE AUDITS**  
11 **CONDUCTED SINCE THE LAST UPDATE WAS PROVIDED.**

12           (9) The Comptroller may adopt regulations necessary to carry out the  
13 requirements of this subsection.

14 1-311.

15           (a) This section does not apply to prepaid wireless telecommunications service.

16           (b) In addition to the State 9-1-1 fee, the governing body of each county, by  
17 ordinance or resolution enacted or adopted after a public hearing, may impose a county  
18 9-1-1 fee to be added to all current bills rendered for switched local exchange access service  
19 or CMRS or other 9-1-1-accessible service in the county.

20           (c) (1) Except as provided in paragraph (2) of this subsection and subject to  
21 paragraphs (3) through (6) of this subsection, the county 9-1-1 fee imposed by a county  
22 may not exceed 75 cents per month for each switched local exchange access service, CMRS,  
23 or other 9-1-1-accessible service provided.

24                   (2) If revenues attributable to the county 9-1-1 fee for a fiscal year do not  
25 provide the revenues necessary to cover a county's operational costs for the 9-1-1 system  
26 for that fiscal year, the county may, for the following fiscal year, impose a county 9-1-1 fee  
27 [not exceeding \$1.50 per month] **SUFFICIENT TO COVER THE COUNTY'S PROJECTED**  
28 **OPERATIONAL COSTS FOR THE 9-1-1 SYSTEM FOR THE FISCAL YEAR** for each switched  
29 local exchange access service, CMRS, or other 9-1-1-accessible service provided.

30                   (3) Except as provided in paragraphs (4) through (6) of this subsection, if a  
31 service provider provisions to the same individual or person the voice channel capacity to  
32 make more than one simultaneous outbound call from a 9-1-1-accessible service, each  
33 separate outbound call voice channel capacity, regardless of the technology, shall constitute  
34 a separate 9-1-1-accessible service for purposes of calculating the county 9-1-1 fees due  
35 under paragraphs (1) and (2) of this subsection.

1 (4) CMRS provided to multiple devices that share a mobile telephone  
2 number shall be treated as a single 9-1-1-accessible service for purposes of calculating the  
3 county 9-1-1 fees due under paragraphs (1) and (2) of this subsection.

4 (5) A broadband connection not used for telephone service may not  
5 constitute a separate voice channel capacity for purposes of calculating the county 9-1-1  
6 fees due under paragraphs (1) and (2) of this subsection.

7 (6) (i) For a telephone service that provides, to multiple locations,  
8 shared simultaneous outbound voice channel capacity configured to provide local dial in  
9 different states or counties, the voice channel capacity to which the 9-1-1 fee due under  
10 paragraphs (1) and (2) of this subsection applies is only the portion of the shared voice  
11 channel capacity in the county identified by the service supplier's books and records.

12 (ii) In determining the portion of shared capacity in the county, a  
13 service supplier may rely on, among other factors, a customer's certification of the  
14 customer's allocation of capacity in the county, which may be based on:

- 15 1. each end user location;
- 16 2. the total number of end users; and
- 17 3. the number of end users at each end user location.

18 (7) The amount of the county 9-1-1 fees may not exceed a level necessary  
19 to cover the total eligible maintenance and operation costs of the county.

20 (d) The county 9-1-1 fee continues in effect until repealed or modified by a  
21 subsequent county ordinance or resolution.

22 (e) After imposing, repealing, or modifying a county 9-1-1 fee, the county shall  
23 certify the amount of the county 9-1-1 fee to:

- 24 (1) the Public Service Commission;
- 25 (2) **THE BOARD; AND**
- 26 (3) **NO LATER THAN 60 DAYS BEFORE THE IMPLEMENTATION OF THE**  
27 **CHANGE, THE COMPTROLLER.**

28 (f) The Public Service Commission shall direct each telephone company that  
29 provides service in a county that imposed a county 9-1-1 fee to add, within 60 days, the  
30 full amount of the county 9-1-1 fee to all current bills rendered for switched local exchange  
31 access service in the county.

1 (g) Within 60 days after a county enacts or adopts an ordinance or resolution that  
2 imposes, repeals, or modifies a county 9-1-1 fee, each 9-1-1 service carrier that provides  
3 service in the county shall add the full amount of the county 9-1-1 fee to all current bills  
4 rendered for CMRS or other 9-1-1-accessible service in the county.

5 (h) (1) Each telephone company and each 9-1-1 service carrier shall:

6 (i) act as a collection agent for the 9-1-1 Trust Fund with respect  
7 to the county 9-1-1 fee imposed by each county;

8 (ii) collect the money from the county 9-1-1 fee on a county basis;  
9 and

10 (iii) remit all money collected to the Comptroller on a monthly basis.

11 (2) The Comptroller shall deposit the money remitted in the 9-1-1 Trust  
12 Fund account maintained for the county that imposed the county 9-1-1 fee.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2022.

Approved:

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Governor.

\_\_\_\_\_  
President of the Senate.

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Speaker of the House of Delegates.