

SENATE BILL 138

E4

(PRE-FILED)

5lr1456
CF HB 423

By: **Senator Kagan**

Requested: October 28, 2024

Introduced and read first time: January 8, 2025

Assigned to: Education, Energy, and the Environment

Committee Report: Favorable

Senate action: Adopted

Read second time: January 29, 2025

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Maryland 9–1–1 Board and Maryland Department of Emergency**
3 **Management – Regulatory Authority**

4 FOR the purpose of authorizing the Maryland 9–1–1 Board to adopt regulations to
5 implement and enforce certain responsibilities of the Board; authorizing the
6 Maryland Department of Emergency Management to adopt regulations to
7 implement and enforce the responsibilities of the Department; and generally relating
8 to the regulatory authority of the Maryland 9–1–1 Board and the Maryland
9 Department of Emergency Management.

10 BY repealing and reenacting, with amendments,
11 Article – Public Safety
12 Section 1–306 and 14–103
13 Annotated Code of Maryland
14 (2022 Replacement Volume and 2024 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 1–306.

19 (a) The Board shall coordinate the enhancement of county 9–1–1 systems.

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.



- 1 (b) The Board's responsibilities include:
- 2 (1) establishing planning guidelines for enhanced 9-1-1 system plans and
3 deployment of wireless enhanced 9-1-1 service in accordance with this subtitle;
- 4 (2) establishing procedures to review and approve or disapprove county
5 plans and to evaluate requests for variations from the planning guidelines established by
6 the Board;
- 7 (3) establishing procedures for the request for reimbursement of the costs
8 of enhancing a 9-1-1 system by a county or counties in which a 9-1-1 system is in
9 operation, and procedures to review and approve or disapprove the request;
- 10 (4) transmitting the planning guidelines and procedures established under
11 this section, and any amendments to them, to the governing body of each county;
- 12 (5) submitting to the Secretary each year a schedule for implementing the
13 enhancement of county or multicounty 9-1-1 systems, and an estimate of funding
14 requirements based on the approved county plans;
- 15 (6) developing, with input from counties, and publishing on or before July
16 1, 2004, an implementation schedule for deployment of wireless enhanced 9-1-1 service;
- 17 (7) reviewing and approving or disapproving requests for reimbursement
18 of the costs of enhancing 9-1-1 systems, and submitting to the Secretary each year a
19 schedule for reimbursement and an estimate of funding requirements;
- 20 (8) reviewing the enhancement of 9-1-1 systems;
- 21 (9) providing for an audit of county expenditures for the operation and
22 maintenance of 9-1-1 systems;
- 23 (10) ensuring inspections of public safety answering points;
- 24 (11) reviewing and approving or disapproving requests from counties with
25 operational enhanced 9-1-1 systems to be exempted from the expenditure limitations
26 under § 1-312 of this subtitle;
- 27 (12) authorizing expenditures from the 9-1-1 Trust Fund that:
- 28 (i) are for enhancements of 9-1-1 systems that:
- 29 1. are required by the Board;
- 30 2. will be provided to a county by a third party contractor;
- 31 and

1 3. will incur costs that the Board has approved before the
2 formation of a contract between the county and the contractor; and

3 (ii) are approved by the Board for payment:

4 1. from money collected under § 1–310 of this subtitle; and

5 2. directly to a third party contractor on behalf of a county;

6 (13) establishing planning guidelines for Next Generation 9–1–1 services
7 system plans and deployment of Next Generation 9–1–1 services in accordance with this
8 subtitle;

9 (14) establishing minimum standards for records retention guidelines for
10 9–1–1 audio, pictures, video, text messages, and data;

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

13 (i) Next Generation 9–1–1 topics;

14 (ii) individual psychological well-being and resilience; and

15 (iii) subject to subsection (e)(2) of this section, implicit bias training;

16 (16) establishing minimum standards for cybersecurity, oversight, and
17 accountability of service level agreements between counties and core service providers of
18 Next Generation 9–1–1 services; and

19 (17) supporting 9–1–1 specialist recruitment activities consisting of:

20 (i) a database that offers information on recruitment guidance, best
21 practices, and strategies;

22 (ii) recruitment projects, including recruitment projects designed to
23 reach minorities; and

24 (iii) a website that contains links to job opportunities throughout the
25 State for 9–1–1 specialists.

26 (c) The guidelines established by the Board under subsection (b)(1) and (13) of
27 this section:

28 (1) shall be based on available technology and equipment;

1 (2) shall require Next Generation 9–1–1 services systems to be
2 interconnected and interoperable, as determined by the Board; and

3 (3) may be based on any other factor that the Board determines is
4 appropriate, including population and area served by 9–1–1 systems.

5 (d) The standards established by the Board under subsection (b)(14) of this
6 section shall include procedures for:

7 (1) the security of the records;

8 (2) the establishment and revision, in accordance with the regulations, of
9 record retention and disposal schedules to ensure the prompt and orderly disposition of
10 records, including electronic records, that are no longer needed for operation; and

11 (3) the maintenance of inventories of records series that are accurate and
12 complete.

13 (e) (1) (i) The standards established by the Board under subsection (b)(15)
14 of this section shall include onboarding standards for newly hired 9–1–1 specialists and
15 minimum continuing education standards for 9–1–1 specialists.

16 (ii) The Board shall develop criteria and approve the initial and
17 ongoing training curriculum for the training required under subsection (b)(15) of this
18 section.

19 (2) Public safety answering point personnel shall be provided the implicit
20 bias training required under subsection (b)(15)(iii) of this section:

21 (i) on or before October 1, 2024, for personnel hired by the public
22 safety answering point on or before October 1, 2022;

23 (ii) at the time of hire for personnel hired by the public safety
24 answering point after October 1, 2022; and

25 (iii) on a recurring basis with updates as determined by the Board,
26 but at least once every 4 years.

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

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

1 (iii) 1. If the Board determines that the personnel employed by a
2 public safety answering point have not satisfied the training requirements established in
3 accordance with subsection (b)(15) of this section, the Board and public safety answering
4 point shall jointly develop a remediation plan and implementation timeline.

5 2. The Board may impose sanctions on a public safety
6 answering point if the public safety answering point fails to comply with a remediation plan
7 or implementation timeline developed under this subparagraph.

8 (f) The Board shall establish standards governing the processing of 9–1–1
9 requests for assistance that:

10 (1) minimize the transfer of those requests from the public safety
11 answering point that received the request to other public safety answering points within or
12 outside the State or federal emergency communication centers; and

13 (2) follow best practices for transferring requests to public safety agencies
14 to ensure the optimal public safety response.

15 (g) The Board shall:

16 (1) establish minimum standards for 9–1–1 systems, enhanced 9–1–1
17 systems, and Next Generation 9–1–1 services that ensure improved access for individuals
18 with disabilities and individuals who use assistive technologies, including mandatory
19 connectivity requirements for core service providers for Next Generation 9–1–1 services to
20 device-based and cloud-based data repositories; and

21 (2) update the standards adopted in accordance with item (1) of this
22 subsection based on available technology and equipment.

23 **(H) THE BOARD MAY ADOPT REGULATIONS TO IMPLEMENT AND ENFORCE**
24 **THIS SUBTITLE.**

25 14–103.

26 (a) There is a Maryland Department of Emergency Management established as a
27 principal department of the Executive Branch of State government.

28 (b) The Department has primary responsibility and authority for developing
29 emergency management policies and is responsible for coordinating disaster risk reduction,
30 consequence management, and disaster recovery activities.

31 (c) The Department may act to:

32 (1) reduce the disaster risk and vulnerability of persons and property
33 located in the State;

- 1 (2) develop and coordinate emergency planning and preparedness; and
- 2 (3) coordinate emergency management activities and operations:
- 3 (i) relating to an emergency that involves two or more State
- 4 agencies;
- 5 (ii) between State agencies and political subdivisions;
- 6 (iii) with local governments;
- 7 (iv) with agencies of the federal government and other states; and
- 8 (v) with private and nonprofit entities.

9 **(D) THE DEPARTMENT MAY ADOPT REGULATIONS TO IMPLEMENT AND**
 10 **ENFORCE THIS SUBTITLE.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
 12 1, 2025.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.