

MAR 14 1995

LOCAL GOVERNMENT

3-17-95 Do Pass
5-3/23/95 Local Gov
5-4/16/95 Do Pass
5-4-12-95 Unfinished Business
5-4/12/96 motion to R/C Colander
HOUSE FILE 428 by Rensink
BY HOUSER 5-4/15/96 motion to R/C
Rensink Withdrawn

Passed House, Date 3/23/95 Passed Senate, Date 4-12-96
Vote: Ayes 97 Nays 0 Vote: Ayes 50 Nays 0
Approved _____

A BILL FOR

4-15-96 motion to R/C
(p.1390) by Lind
4/22/96 motion R/C adopted
Passed 4/23/96
Vote 48-0 (p.1487)

1 An Act relating to the expenditure of moneys deposited in an E911
2 service fund.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 428

1 Section 1. Section 34A.2, subsection 6, paragraph e,
2 subparagraph (2), Code 1995, is amended to read as follows:

3 (2) Recurring costs, including, but not limited to,
4 network access fees and other telephone charges, software,
5 equipment, and database management, and maintenance, including
6 the purchase or lease of subscriber names, addresses, and
7 telephone information from the local exchange service
8 provider. ~~Recurring costs shall not include personnel costs
9 for a public safety answering point.~~

10 EXPLANATION

11 This bill amends the definition of recurring costs related
12 to the E911 emergency telephone system by striking language
13 which provides that recurring costs do not include personnel
14 costs for a public safety answering point.

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S-5562

1 Amend House File 428, as passed by the House, as
2 follows:

3 1. Page 1, by inserting after line 9 the
4 following:

5 "Sec. ____ . Section 34A.3, subsection 1, unnumbered
6 paragraph 1, Code 1995, is amended to read as follows:
7 The board of supervisors of each county shall
8 establish a joint 911 service board not later than
9 January 1, 1989. Each political subdivision ~~of the~~
10 ~~state having a public safety agency serving territory~~
11 within the county is entitled to voting membership on
12 the joint 911 service board. Each ~~private public~~
13 safety agency operating within the area is entitled to
14 ~~nonvoting~~ voting membership on the board. ~~A township~~
15 ~~which does not operate its own public safety agency,~~
16 ~~but contracts~~ Each private safety agency under
17 contract with a political subdivision within the
18 county for the provision of public safety services, is
19 not entitled to membership on the joint 911 service
20 board, but its contractor is entitled to membership
21 according to the contractor's status as a public or
22 private safety agency is entitled to voting membership
23 on the board. The board of supervisors of the county
24 establishing the board is also entitled to voting
25 membership on the board. The joint 911 service board
26 shall develop an enhanced 911 service plan
27 encompassing at minimum the entire county, unless an
28 exemption is granted by the administrator permitting a
29 smaller E911 service area. The administrator may
30 grant a discretionary exemption from the single county
31 minimum service area requirement based upon an E911
32 joint service board's or other E911 service plan
33 operating authority's presentation of evidence which
34 supports the requested exemption if the administrator
35 finds that local conditions make adherence to the
36 minimum standard unreasonable or technically
37 infeasible, and that the purposes of this chapter
38 would be furthered by granting an exemption. The
39 minimum size requirement is intended to prevent
40 unnecessary duplication of public safety answering
41 points and minimize other administrative, personnel,
42 and equipment expenses. An E911 service area must
43 encompass a geographically contiguous area. No
44 exemption shall be granted from the contiguous area
45 requirement. The administrator may order the
46 inclusion of a specific territory in an adjoining E911
47 service plan area to avoid the creation by exclusion
48 of a territory smaller than a single county not
49 serviced by surrounding E911 service plan areas upon
50 request of the joint 911 service board representing

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1 the territory. The E911 service plan operating
2 authority shall submit the plan on or before January
3 1, 1994, to all of the following:"

4 2. By renumbering as necessary.

By TOM FLYNN

MIKE CONNOLLY

S-5562 FILED MARCH 27, 1996

Out of Order
4-12-96
(P. 1357)

HOUSE FILE 428

S-5701

- 1 Amend House File 428, as passed by the House, as
2 follows:
3 1. Page 1, lines 8 and 9, by striking the words
4 "~~Recurring-costs-shall-not-include-personnel-costs-for~~
5 ~~a-public-safety-answering-point.~~" and inserting the
6 following: "Recurring costs shall not include
7 personnel costs for a public safety answering point.
8 Sec. ____ . Section 34A.2, subsection 6, paragraph
9 e, unnumbered paragraph 2, Code 1995, is amended to
10 read as follows:
11 Funds deposited in an E911 service fund, with the
12 prior approval of the county board of supervisors,
13 shall be appropriated and used for the payment of
14 costs which are limited to nonrecurring and recurring
15 costs directly attributable to the provision of 911
16 emergency telephone communication service and may
17 include costs for portable and vehicle radios,
18 communication towers and associated equipment, and
19 other radios and equipment permanently located at the
20 public safety answering point. Costs do not include
21 expenditures for any other purpose, and specifically
22 exclude costs attributable to other emergency services
23 or expenditures for buildings or personnel, except for
24 the costs of personnel for database management and
25 personnel directly associated with addressing."

26 2. By renumbering as necessary.

By JIM LIND

S-5701 FILED APRIL 10, 1996

O. of Order
4-12-96
(p. 1357)

HOUSE FILE 428

S-5836

- 1 Amend the amendment, S-5745, to House File 428, as
2 passed by the House, as follows:
3 1. Page 1, by striking lines 15 through 32.
4 2. By renumbering as necessary.

By JIM LIND

S-5836 FILED APRIL 23, 1996

ADOPTED

(p. 1487)

HOUSE FILE 428

S-5745

1 Amend House File 428 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. Section 34A.2, subsection 6, paragraph
5 e, subparagraph (2), Code 1995, is amended to read as
6 follows:

7 (2) Recurring costs, including, but not limited
8 to, network access fees and other telephone charges,
9 software, equipment, and database management, and
10 maintenance, including the purchase or lease of
11 subscriber names, addresses, and telephone information
12 from the local exchange service provider. Recurring
13 costs shall not include personnel costs for a public
14 safety answering point.

15 Sec. 2. Section 34A.2, subsection 6, paragraph e,
16 unnumbered paragraph 2, Code 1995, is amended to read
17 as follows:

18 Funds deposited in an E911 service fund, with the
19 prior approval of the county board of supervisors,
20 shall be appropriated and used for the payment of
21 costs which are limited to nonrecurring and recurring
22 costs directly attributable to the provision of 911
23 emergency telephone communication service and may
24 include costs for portable and vehicle radios,
25 communication towers and associated equipment, and
26 other radios and equipment permanently located at the
27 public safety answering point. Costs do not include
28 expenditures for any other purpose, and specifically
29 exclude costs attributable to other emergency services
30 or expenditures for buildings or personnel, except for
31 the costs of personnel for database management and
32 personnel directly associated with addressing.

33 Sec. 3. Section 34A.3, subsection 1, unnumbered
34 paragraph 1, Code 1995, is amended to read as follows:

35 The board of supervisors of each county shall
36 establish a joint 911 service board not later than
37 January 1, 1989. ~~Each political subdivision of the~~
38 ~~state having a public safety agency serving territory~~
39 ~~within the county is entitled to voting membership on~~
40 ~~the joint 911 service board. Each private public~~
41 ~~safety agency operating within the area is entitled to~~
42 ~~nonvoting voting membership on the board. A township~~
43 ~~which does not operate its own public safety agency,~~
44 ~~but contracts~~ Each private safety agency under
45 contract with a political subdivision within the
46 county for the provision of public safety services, is
47 ~~not entitled to membership on the joint 911 service~~
48 ~~board, but its contractor is entitled to membership~~
49 ~~according to the contractor's status as a public or~~
50 ~~private safety agency~~ is entitled to voting membership

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1 on the board. The board of supervisors of the county
2 establishing the board is also entitled to voting
3 membership on the board. The joint 911 service board
4 shall develop an enhanced 911 service plan
5 encompassing at minimum the entire county, unless an
6 exemption is granted by the administrator permitting a
7 smaller E911 service area. The administrator may
8 grant a discretionary exemption from the single county
9 minimum service area requirement based upon an E911
10 joint service board's or other E911 service plan
11 operating authority's presentation of evidence which
12 supports the requested exemption if the administrator
13 finds that local conditions make adherence to the
14 minimum standard unreasonable or technically
15 infeasible, and that the purposes of this chapter
16 would be furthered by granting an exemption. The
17 minimum size requirement is intended to prevent
18 unnecessary duplication of public safety answering
19 points and minimize other administrative, personnel,
20 and equipment expenses. An E911 service area must
21 encompass a geographically contiguous area. No
22 exemption shall be granted from the contiguous area
23 requirement. The administrator may order the
24 inclusion of a specific territory in an adjoining E911
25 service plan area to avoid the creation by exclusion
26 of a territory smaller than a single county not
27 serviced by surrounding E911 service plan areas upon
28 request of the joint 911 service board representing
29 the territory. The E911 service plan operating
30 authority shall submit the plan on or before January
31 1, 1994, to all of the following:"
32 2. Title page, line 1, by inserting after the
33 word "to" the following: "E911 service systems by
34 providing for additional members on joint 911 service
35 boards and providing for".

By TOM FLYNN
MIKE CONNOLLY
JIM LIND

S-5745 FILED APRIL 12, 1996

ADOPTED

(p.1357)

Motion to R/c 4/15/96 by Lind (p.1390)
Motion to R/c adopted 4/23/96
adopted as amended 4/23/96

SENATE AMENDMENT TO
HOUSE FILE 428

H-6043

1 Amend House File 428 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. Section 34A.2, subsection 6, paragraph
5 e, subparagraph (2), Code 1995, is amended to read as
6 follows:

7 (2) Recurring costs, including, but not limited
8 to, network access fees and other telephone charges,
9 software, equipment, ~~and~~ database management, and
10 maintenance, including the purchase or lease of
11 subscriber names, addresses, and telephone information
12 from the local exchange service provider. Recurring
13 costs shall not include personnel costs for a public
14 safety answering point.

15 Sec. 2. Section 34A.3, subsection 1, unnumbered
16 paragraph 1, Code 1995, is amended to read as follows:

17 The board of supervisors of each county shall
18 establish a joint 911 service board not later than
19 January 1, 1989. Each political subdivision ~~of the~~
20 ~~state-having-a-public-safety-agency-serving-territory~~
21 within the county is entitled to voting membership on
22 the joint 911 service board. Each ~~private public~~
23 safety agency operating within the area is entitled to
24 ~~nonvoting~~ voting membership on the board. ~~A township~~
25 ~~which-does-not-operate-its-own-public-safety-agency,~~
26 ~~but-contracts~~ Each private safety agency under
27 contract with a political subdivision within the
28 county for the provision of public safety services, ~~is~~
29 ~~not-entitled-to-membership-on-the-joint-911-service~~
30 ~~board,-but-its-contractor-is-entitled-to-membership~~
31 ~~according-to-the-contractor's-status-as-a-public-or~~
32 ~~private-safety-agency~~ is entitled to voting membership
33 on the board. The board of supervisors of the county
34 ~~establishing the board is also entitled to voting~~
35 ~~membership on the board.~~ The joint 911 service board
36 shall develop an enhanced 911 service plan
37 encompassing at minimum the entire county, unless an
38 exemption is granted by the administrator permitting a
39 smaller E911 service area. The administrator may
40 grant a discretionary exemption from the single county
41 minimum service area requirement based upon an E911
42 joint service board's or other E911 service plan
43 operating authority's presentation of evidence which
44 supports the requested exemption if the administrator
45 finds that local conditions make adherence to the
46 minimum standard unreasonable or technically
47 infeasible, and that the purposes of this chapter
48 would be furthered by granting an exemption. The
49 minimum size requirement is intended to prevent
50 unnecessary duplication of public safety answering

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1 points and minimize other administrative, personnel,
2 and equipment expenses. An E911 service area must
3 encompass a geographically contiguous area. No
4 exemption shall be granted from the contiguous area
5 requirement. The administrator may order the
6 inclusion of a specific territory in an adjoining E911
7 service plan area to avoid the creation by exclusion
8 of a territory smaller than a single county not
9 serviced by surrounding E911 service plan areas upon
10 request of the joint 911 service board representing
11 the territory. The E911 service plan operating
12 authority shall submit the plan on or before January
13 1, 1994, to all of the following:"

14 2. Title page, line 1, by inserting after the
15 word "to" the following: "E911 service systems by
16 providing for additional members on joint 911 service
17 boards and providing for".

RECEIVED FROM THE SENATE

H-6043 FILED APRIL 24, 1996

*No action
taken upon adjournment*