

JAN 3 1 2005
COMMERCE, REGULATION & LABOR

HOUSE FILE 144
BY HEATON and HORBACH

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for access to the Iowa communications network by
2 local law enforcement and first responder personnel under
3 specified circumstances.

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

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HF 144

1 Section 1. Section 8D.2, subsection 5, paragraph a, Code
2 2005, is amended to read as follows:

3 a. "Public agency" means a state agency, an institution
4 under the control of the board of regents, the judicial branch
5 as provided in section 8D.13, subsection 17, a school
6 corporation, a city library, a library service area as
7 provided in chapter 256, a county library as provided in
8 chapter 336, or a judicial district department of correctional
9 services established in section 905.2, to the extent provided
10 in section 8D.13, subsection 15, an agency of the federal
11 government, the department of public safety and the Iowa
12 department of public health for purposes of local law
13 enforcement agency or first responder access pursuant to
14 section 8D.13, subsection 20, or a United States post office
15 which receives a federal grant for pilot and demonstration
16 projects.

17 Sec. 2. Section 8D.9, subsection 3, Code 2005, is amended
18 to read as follows:

19 3. A facility that is considered a public agency pursuant
20 to section 8D.2, subsection 5, paragraph "b", shall be
21 authorized to access the Iowa communications network **strictly**
22 for homeland security communication purposes. Any utilization
23 of the network that is not related to communications
24 concerning homeland security, with the exception of
25 communications authorized pursuant to section 8D.13,
26 subsection 20, is expressly prohibited.

27 Sec. 3. Section 8D.13, Code 2005, is amended by adding the
28 following new subsection:

29 NEW SUBSECTION. 20. Access to the network shall be
30 offered to the department of public safety and the Iowa
31 department of public health for the purpose of establishing
32 and operating a network to assist local law enforcement agency
33 personnel and first responders in rendering emergency and
34 medical assistance, and receiving training, under
35 circumstances which do not involve homeland security. The

1 departments shall be responsible for all costs associated with
2 becoming a part of the network, and may by rule allocate the
3 costs to local law enforcement agencies and first responders
4 who are authorized users.

5 EXPLANATION

6 This bill provides that local law enforcement and first
7 responder personnel may access the Iowa communications
8 network.

9 The bill provides that for purposes of Code chapter 8D, a
10 public agency shall include the department of public safety
11 and the Iowa department of public health for purposes of local
12 law enforcement agency or first responder access to the
13 network. The bill provides that such access shall be offered
14 for the purpose of establishing and operating a network to
15 assist local law enforcement agency personnel and first
16 responders in rendering emergency and medical assistance, and
17 receiving training, under circumstances which do not involve
18 homeland security. The bill provides that the agencies shall
19 be responsible for all costs associated with becoming a part
20 of the network and may by rule establish procedures for
21 allocation of the costs to local law enforcement agencies and
22 first responders who are authorized users.

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