

ENROLLED ACT NO. 14, SENATE

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2004 BUDGET SESSION

AN ACT relating to public safety communications; renaming the law enforcement communications commission; modifying the duties, composition, terms and authority of the commission; providing definitions; conforming related provisions; repealing the provisions regarding the state public safety communications consultant as specified; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 9-2-1101, 9-2-1102(a)(intro), (v), by creating new paragraphs (vii) through (xvii) and (c), 9-2-1103 and 9-2-1104(a)(i), (v) and by creating a new paragraph (vi) are amended to read:

ARTICLE 11
PUBLIC SAFETY COMMUNICATIONS COMMISSION

9-2-1101. Commission; created; definitions.

(a) The ~~law enforcement~~ public safety communications commission is created.

(b) As used in W.S. 9-2-1101 through 9-2-1104: 7

(i) "Public safety agency" means any federal, state or political subdivision entity that provides emergency and public safety services, including state agencies employing peace officers enumerated in W.S. 6-1-104(a)(vi)(C) through (F) and approved for participation by the communications commission, fire management services, correctional services, emergency management, emergency and disaster relief services and if desired, county, municipal and federal law enforcement agencies;

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(ii) "System" means the ~~highband radio~~ wireless communications network providing regional and statewide radio communications capabilities to ~~the Wyoming game and fish department, the Wyoming livestock board, the Wyoming highway patrol, the division of criminal investigation, office of the attorney general and other state agencies employing peace officers enumerated in W.S. 6-1-104(a) (vi) (C) through (F) and approved for participation by the communications commission and if desired, to county, municipal and federal law enforcement~~ public safety agencies.

9-2-1102. Commission; composition; appointment of members; removal; terms; officers; vacancies; meetings.

(a) The commission shall consist of ~~seven~~ (7) ~~seventeen~~ (17) voting members to be appointed by the governor and who may be removed by the governor as provided in W.S. 9-1-202. ~~One~~ (1) ~~member shall be appointed from the public at large and the remaining six~~ (6) ~~The~~ seventeen (17) members shall be appointed from ~~a list of four~~ (4) ~~names submitted by~~ each of the following associations and agencies from their membership:

(v) Wyoming ~~highway patrol; and~~ department of transportation;

(vii) Department of state parks and cultural resources;

(viii) Wyoming fire chiefs' association;

(ix) Wyoming state fire marshal;

(x) Wyoming office of homeland security;

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(xi) The public at large;

(xii) Wyoming ambulance and emergency medical services association;

(xiii) Municipal government or a municipal government association;

(xiv) County government or a county government association;

(xv) Wyoming department of health;

(xvi) Tribal government or a tribal government association; and

(xvii) Federal government or a federal government association.

(c) The commission shall elect from its members a chairman, a vice-chairman and a secretary. Vacancies in these offices shall be filled by the commission from its membership. The commission shall meet at least once every three (3) months. Appointments by the governor shall be made within thirty (30) days of expiration of membership terms. Nominee lists shall be furnished within ten (10) days upon expiration of any membership term. Each ~~voting~~ member shall serve a three (3) year term. A vacancy on the commission shall be filled for the unexpired term by the governor ~~from a list of two (2) names submitted within ten (10) days of the vacancy by the appointing association or agency.~~

9-2-1103. Commission; compensation of members.

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~~Voting~~ Members of the commission shall receive mileage and per diem provided state employees.

9-2-1104. Commission; powers and duties; advisory capacity to promote system development; public meetings; clerical and administrative support.

(a) The commission shall:

(i) Work with ~~the state communications consultant established by W.S. 9-2-1105,~~ the administrator of the information technology division of the department of administration and information and the department of transportation in an advisory capacity to promote the development, improvement and efficiency of ~~law enforcement~~ public safety communications systems in the state;

(v) Promulgate necessary rules and regulations governing system operation and participation and upon failure to comply with adopted rules and regulations, may suspend system use and participation by any participating and noncomplying ~~federal, state or local~~ public safety agency- or private entity;

(vi) Determine the participation of public safety agencies and private entities in the wireless communications network.

Section 2. W.S. 9-2-1105 and 9-2-1106 are repealed.

Section 3. Notwithstanding W.S. 9-2-1102(c), appointments to the public safety communications commission shall be made so that the terms of five (5) members of the commission expire on March 1, 2005, six (6) expire on March 1, 2006 and six (6) expire on March 1, 2007. Thereafter, all terms of the commission shall be for three (3) years.

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Section 4. This act is effective July 1, 2004.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk