

HOUSE BILL NO. HB0126

Emergency call location information.

Sponsored by: Representative(s) Washut, Blackburn, Dayton, Flitner and Pownall and Senator(s) Anselmi-Dalton, Boner, Ellis, Landen and Nethercott

A BILL

for

1 AN ACT relating to emergency telephone service; requiring
2 wireless carriers and service suppliers to provide call
3 location information to law enforcement in emergency
4 situations as specified; providing immunity; defining
5 terms; and providing for an effective date.

6

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

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9 **Section 1.** W.S. 16-9-111 is created to read:

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11 **16-9-111. Providing call location information in an**
12 **emergency.**

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14 (a) At the request of a law enforcement agency
15 officer or an employee or other agent of a public safety

1 answering point on behalf of a law enforcement agency, who
2 is acting in the course of the official duties of the
3 officer or agent, a wireless carrier or service supplier
4 shall provide, subject to any limitations under applicable
5 federal law, available call location information of a
6 telecommunications device without delay if the officer or
7 agent asserts:

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9 (i) That the device was used to place a 911 call
10 requesting emergency assistance; or

11

12 (ii) Reasonable suspicion that the device is in
13 the possession of an individual who is involved in an
14 emergency situation that involves the risk of death or
15 serious physical harm.

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17 (b) If a law enforcement agency officer, or an
18 employee or other agent of a public safety answering point
19 acting on behalf of such an officer, submits a request for
20 location information to a wireless carrier or service
21 supplier under subsection (a) of this section, the law
22 enforcement agency employing the officer shall maintain a
23 record of the request that includes each of the following:

1

2 (i) The name of the officer or agent making the
3 request or, in the case of a request made by an agent, the
4 name of the officer on whose behalf the agent is acting;

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6 (ii) A description of the request that explains
7 the need for disclosure of location information;

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9 (iii) A declaration that disclosure of location
10 information is needed based on the conditions described in
11 paragraph (a)(i) or (ii) of this section.

12

13 (c) A wireless carrier or service supplier may
14 establish protocols by which the carrier or supplier
15 voluntarily discloses call location information.

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17 (d) The statewide 911 coordinator shall obtain direct
18 contact information from all wireless carriers and service
19 suppliers authorized to do business in this state to
20 facilitate a request from a law enforcement agency or a
21 public safety answering point on behalf of a law
22 enforcement agency for call location information under this
23 section. All wireless carriers and service suppliers shall

1 inform the statewide 911 coordinator of any changes to
2 their direct contact information. The statewide 911
3 coordinator shall disseminate the direct contact
4 information to each public safety answering point in this
5 state.

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7 **Section 2.** W.S. 16-9-102(a)(x) and by creating a new
8 paragraph (xviii) and 16-9-108 are amended to read:

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10 **16-9-102. Definitions.**

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12 (a) As used in this act:

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14 (x) "This act" means W.S. 16-9-101 through
15 ~~16-9-110~~ 16-9-111;

16

17 (xviii) "Law enforcement agency" means as
18 defined in W.S. 7-3-902(a)(i).

19

20 **16-9-108. Immunity for providers.**

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22 No basic emergency service provider or service supplier and
23 no employee or agent thereof shall be liable to any person

1 or entity for infringement or invasion of the right of
2 privacy of any person caused or claimed to have been
3 caused, directly or indirectly, by any act or omission in
4 connection with the installation, operation, maintenance,
5 removal, presence, condition, occasion or use of emergency
6 service features, automatic number identification, ~~or~~
7 automatic location identification services or provision in
8 an emergency of call location information and the equipment
9 associated therewith, including the identification of the
10 telephone number, address or name associated with the
11 telephone used by the person accessing 911 service,
12 wireless automatic number identification, wireless
13 automatic location identification service or text to 911
14 service. A governmental entity, public safety agency, local
15 exchange access company, telephone exchange access company
16 or wireless carrier that provides access to an emergency
17 system or any officers, agents or employees thereof is not
18 liable as a result of any act or omission except willful
19 and wanton misconduct or gross negligence in connection
20 with developing, adopting, operating or implementing
21 emergency telephone service, enhanced wireless 911 service,
22 text to 911 service or any 911 system. No public service
23 answering point, wireless carrier, service supplier or any

1 other person shall be civilly or criminally liable for
2 providing call location information pursuant to
3 W.S. 16-9-111.

4

5 **Section 3.** This act is effective July 1, 2020.

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(END)