

MINUTES

SPECIAL COMMITTEE ON UTILITIES

November 13, 2009

Room 143-N—Statehouse

Members Present

Senator Mike Petersen, Chairperson
Representative Carl Holmes, Vice-chairperson
Senator Karin Brownlee
Senator Janis Lee
Representative Annie Kuether
Representative William Prescott
Representative Don Schroeder
Representative Joe Seiwert

Member Absent

Representative Cindy Neighbor

Staff Present

Cindy Lash, Kansas Legislative Research Department
Mary Galligan, Kansas Legislative Research Department
Raney Gilliland, Kansas Legislative Research Department
Sean Ostrow, Office of the Revisor of Statutes
Matt Sterling, Office of the Revisor of Statutes
Ann McMorris, Committee Secretary

Conferees

Lisa Hoopes, Legislative Division of Post Audit
Melissa Wangemann, Kansas Association of Counties
Kim Winn, League of Kansas Municipalities
Dan Jacobsen, AT&T Kansas
Ron Gaches, Sprint
Donnette Ellegood, Logan/Gove County E-9-1-1
Walter Way, Johnson County Emergency Communications
Brian Stone, Emergency Manager, Cowley County

Others in Attendance

See attached list.

The Chairman called the meeting to order at 9:30 a.m.

Legislative Research staff directed Committee members' attention to the following information in their file folders:

- Wireless and VoIP Enhanced 911 Revenues and Administrative Fees (Attachment 1);
- Wireless and VoIP Enhanced 911 Grant and Local Fee Moneys (Attachment 2);
- Substitute for SB 48 (Attachment 3);
- Review of Current Kansas 911 Statutes prepared by Melissa Doeblin, Revisor of Statutes Office (Attachment 4);
- Response by Juliene Maska, Governor's Grant Program to questions from the October 8, 2009, Committee meeting (Attachment 5); and
- Response by the Kansas Department of Transportation (KDOT) to questions from the October 8, 2009, Committee meeting regarding tower access lease inquiries (Attachment 6).

Review of Funding Issues, 2008 Legislative Post Audit

Lisa Hoopes, Legislative Post Audit, reviewed the following two documents: (Copies of these two documents are on file in the office of the Legislative Division of Post Audit.)

- Performance Audit Report on Wireless Enhanced 911: Reviewing Implementation of the 2004 Act;
- A spreadsheet that provides a cumulative look at Public Safety Answering Point's ending balances, including remaining grant fund distributions, in 2010. The spreadsheet covers 2008 to 2012.

Ms. Hoopes explained that costs to upgrade and maintain dispatch radios were included in only one of the revenue and expenditure estimates—Figure 3-2 on page 17 of the audit. Other analyses in the audit do not include radio costs. Vice-chairperson Holmes said radio costs should not be covered by emergency dispatch revenues.

Proposals for Continued Funding of the 911 System

Melissa Wangemann, Kansas Association of Counties, presented information showing how statutory collection and remittance requirements for 911 fees will change from its present structure beginning July, 2010 (Attachment 7).

Kim Winn, League of Kansas Municipalities, presented the joint statement between PSAPs and the telecommunication industry. In the interest of compromise, all parties will support legislation that sets the fee for both wireless and landline devices at \$0.55 per access line per month and at one percent of the retail price for prepaid wireless. The parties further agreed to support statutory

language that asks the Legislature to review the fees in five years. Ms. Winn reviewed thirteen points setting out conceptual language for the proposed legislation (Attachment 8).

Committee members made the following observations: the definition of subscriber radio equipment needs to be clearly spelled out, a sunset or review process for the 911 fee should be discussed, and the cost of audits should be paid from the grant fund.

Dan Jacobsen, AT&T Kansas, commented on the industry's support of 911 funding. Use of wireless telephones will continue to grow and use of landline telephones has been declining. He encouraged the Committee to consider requiring point of sale (retailer) collection of the 911 fee for prepaid wireless service.

Committee members asked how Kansas would capture out-of-state purchases after the initial sale of a prepaid phone or card. In addition, they noted there may be policy issues with allowing the proposed two percent administrative fee for retailers.

Ron Gaches, representing Sprint, discussed the written testimony provided by Patrick Fucik who was unable to attend the meeting. Sprint supports continuation of the existing 911 funding mechanisms to provide the necessary funding to counties and PSAPs for this vital public safety tool. Sprint proposes earmarking a portion of the revenues generated by point of sale collection of 911 tax on prepaid wireless, to be used for wireless carrier cost recovery (Attachment 9). The Committee considered the proposal, and asked for further explanation of the expenses for which Sprint is seeking cost recovery.

Options for Public Safety Answering Points to Share Services and Equipment

Donnette Ellegood, Communications Lieutenant, Logan/Gove County E911 Center, provided information on the consolidated PSAP operated by the counties. She said that by working together and pooling funds, their system is more efficient, and coverage of the two counties has been much more economical.

Walter Way, Director, Johnson County Emergency Communications, discussed Johnson County's experience with sharing emergency communications services, equipment and facilities, as well as NG 911 design and funding needs for the future (Attachment 10).

The Committee recessed for lunch at 12:05 p.m.

Chairperson Petersen reconvened the meeting at 1:30 p.m.

The Committee viewed a short video on the southeast Kansas regional emergency operations and communications backup center. Michelle Abbott, Marion County Emergency Manager, who helped establish the center was unable to attend, but provided written testimony and the video (Attachment 11).

The Committee also received written testimony from James F. Miller, Montgomery County Emergency Manager and County E911 Director (Attachment 12). The Committee noted the statement in Mr. Miller's testimony that the City of Caney has opted out of collecting the E911 tax. Vice-chairman Holmes stated that opting out is not an option and this matter needs further discussion.

Brian Stone, Cowley County Emergency Manager, explained the county's current goal is to combine dispatch centers into one unit instead of having the city and police each operating a unit. They are actively working toward that end.

Legislative Research distributed additional responses regarding questions raised at the October 8, 2009 meeting:

- The Kansas Department of Transportation responded to questions regarding what governs how KDOT money for communications towers can be used and what governs who can use the towers (Attachment 13); and
- Laurie Flaherty, U.S. Department of Transportation, responded to a question about eligible uses of funds under the federal 911 grant (Attachment 14).

Committee Deliberations on Continued Funding of the 911 System, Based on Attachment 8

Members engaged in considerable discussion on each of the thirteen points in the Joint Statement between PSAPs and the telecommunications industry.

The Committee arrived at the following conceptual agreement on each of the points contained in the proposal:

- Customer Fees—Members agreed to 55 cents per access line and one percent of the retail price for prepaid wireless, with legislative review of fees within 5 years;
- Administration Fees—Members agreed these should be capped at four percent, and did not support the proposed two percent administrative fee to retailers of prepaid wireless service;
- Collection—Members agreed with the proposal;
- Distribution—Members agreed to the proposed distribution of the fees, but want the balance in the current grant fund transferred to the new grant fund that will be administered by the local collection point administrator;
- Grant Fund—Members agreed with the proposal;
- Use of Fee Moneys—Members agreed current statutory language should be retained, with addition of the following language: "Such costs shall also not include the cost to purchase subscriber radio equipment";
- Statewide Committee—Members asked the parties to further develop this section to specify the number and type of members on the Committee, how they would be appointed, and a potential remuneration method for the Committee. Members agreed on the other points proposed;
- Cost Recovery for Carriers—Members agreed with the proposal that the bill should not include cost recovery for carriers, but noted that Sprint can propose an amendment to seek cost recovery from 911 funds;
- Point of Sale for Prepaid—Members chose not to change the collection point at this time.
- Liability—Members agreed no statutory change was necessary;
- Audits and Review—Members agreed Legislative Post Audit should audit one-third of PSAPs on random basis each year, and that audit reports should be provided to the Chairperson, Vice-chairperson and Ranking Minority of the Senate and House Utilities Committees, in addition to other parties specified in the proposal;

- Language Modifications for Consistency—Members agreed with efforts to make language in the bill more consistent, and with records retention requirements;
- Start Date—Members agreed with the dates in the proposal but added a requirement that money in the current grant fund be transferred to the new grant fund upon publication in the *Kansas Register*.

The Committee directed staff from the Revisor of Statutes Office and Legislative Research to prepare a bill draft containing the elements the Committee conceptually supported from the agreement between the PSAPs and the telecommunications industry. The bill draft is to be completed by January 1, 2010.

The Special Committee on Utilities will send a letter to the Legislative Coordinating Council requesting that the bill be introduced in both the House and Senate Utilities committees as soon as possible after the opening of the 2010 Session. The Committee chairpersons will be asked to schedule hearings and work the bills promptly.

Representative Kuether made and Senator Lee seconded a motion to approve the minutes of the October 8, 2009, meeting of the Special Committee on Utilities. The motion carried.

The meeting was adjourned at 3:40 p.m.

Prepared by Ann McMorris
Edited by Cindy Lash

Approved by Committee on:

May 12, 2010

(Date)

GUEST LIST

Special Committee on Utilities

DATE: November 13, 2009

Name	Representing
Mike Rocco	Sprint
Tom Decker	Sprint
Lilli Taylor	Sprint
MARK BOZANYAK	CAPITOL STRATEGIES
Russel Stukey	Coffey County
JASHA ROGERS	Coffey Co PSAP
Brave bog	KWEAB/Sedgwick Co
Alan Jensen	Cox
Berend Koops	Hein Law Firm
John Idax	Centurylink
Bruce May	AT&T
Shirley Allen	KRITC
Jennie Kruegel	KS Assn of Counties
Dina Fink	Verizon Wireless
Jeana Barthard	Dodge Co. E911
White James	Coffey Co.

GUEST LIST

Special Committee on Utilities

DATE: November 13, 2009

Name	Representing
Jim Gardner	AT&T
LARRY BERG	CITY OF HAYS
DAN JACOBSEN	AT&T
MIKE Taylor	UNIFIED GOV/WYCO-KCK
Dan Murray	Federico Consult.
Ed Klump	KACB/KPOA
KEITH FRODIS	MARC
Walter Way	Johnson County
Donnette Allegood	Lg/Go Co 9-1-1
Maissa Wanyama	KAC
Chienne Moske	Gov. Grants Program
FRANK THOMPSON	AT&T
Doug Swiss	KLPG
Sheriff Jimboe	KWEAB, Kearney Co Sheriff
Kenit Crane	KWEAB
Mike Napolito	*KWEAB
Don DePaen	*KWEAB
Bob Boldin	*KWEAB
Don Veach	*KWEAB

Wireless and VOIP Enhanced 9-1-1 Revenues and Administrative Fees
6/1/04 - 9/30/09

	<u>Governor's Grants Office</u>			<u>Local Collection Point Administrator (LKM/KAC)</u>		
	Program Revenues	Administrative Fees	Admin. % of Revenues	Program Revenues	Administrative Fees	Admin. % of Revenues
CY 04 6 mo. ending 12-31-04	\$1,726,592	\$35,201	2.0%	\$1,921,145	\$38,423	2.0%
CY 05	\$4,564,923	\$88,227	1.9%	\$4,160,944	\$83,219	2.0%
CY 06	\$5,670,670	\$96,047	1.7%	\$4,961,814	\$99,236	2.0%
CY 07	\$6,238,288	\$89,956	1.4%	\$5,400,757	\$108,015	2.0%
CY 08	\$6,539,614	\$93,528	1.4%	\$5,896,398	\$117,924	2.0%
CY 09 9 mo. ending 9/30/09	\$4,850,469	\$60,394	1.2%	\$4,337,503	\$86,747	2.0%
Total	\$29,590,556	\$463,354	1.6%	\$26,678,561	\$533,564	2.0%

Source: Legislative Post Audit, Governor's Grants Office, Kansas Association of Counties

Kansas Legislative Research Department, November 12, 2009

Three-Year Expenditure History
Wireless and VoIP Enhanced 9-1-1 Grant and Local Fee Moneys

Expenditure Category	GRANT FEES					
	Fiscal Year 2007		Fiscal Year 2008		Fiscal Year 2009	
	\$	%	\$	%	\$	%
Equipment	\$2,531,565	61.1%	\$1,658,861	45.3%	\$1,619,901	47.4%
Contractual	\$811,654	19.6%	\$405,329	11.1%	\$639,636	18.7%
Travel/Training	\$114,708	2.8%	\$79,072	2.2%	\$36,050	1.1%
Other	\$687,713	16.6%	\$1,522,251	41.5%	\$1,121,589	32.8%
Total	\$4,145,640		\$3,665,513		\$3,417,176	

Expenditure Category	LOCAL FEES					
	Fiscal Year 2007		Fiscal Year 2008		Fiscal Year 2009(a)(b)	
	\$	%	\$	%	\$	%
Equipment	\$710,564	24.1%	\$1,546,146	35.1%		
Contractual	\$1,109,778	37.6%	\$1,476,088	33.5%		
Travel/Training	\$16,789	0.6%	\$28,400	0.6%		
MARC	\$1,110,175	37.6%	\$1,322,179	30.0%		
Other	\$5,089	0.2%	\$29,204	0.7%		
Total	\$2,952,395		\$4,402,018		\$3,644,641	

(a) Expenditures from local fees are not routinely categorized. FY07 and FY08 were categorized by Legislative Post Audit.

(b) 20 PSAPs have not yet submitted their expenditures for the last 6 months of FY09.

Source: Legislative Post Audit, Governor's Grants Office

Kansas Legislative Research Department, November 13, 2009

Special Comm. On Utilities
 November 13, 2009
 Attachment 2-1

Substitute for SENATE BILL No. 48

By Committee on Utilities

2-16

10 AN ACT concerning telecommunications; relating to enhanced wireless
11 911 service; concerning certain fees and disposition thereof; relating
12 to audits of certain systems; establishing the joint committee on en-
13 hanced and next generation 911; definitions; amending K.S.A. 2008
14 Supp. 12-5322, 12-5323, 12-5334, 12-5338 and 12-5361 and repealing
15 the existing sections.
16

17 *Be it enacted by the Legislature of the State of Kansas:*

18 Sec. 1. K.S.A. 2008 Supp. 12-5322 is hereby amended to read as
19 follows: 12-5322. As used in the wireless enhanced 911 act, unless the
20 context otherwise requires:

21 (a) "Advisory board" means the wireless enhanced 911 advisory board
22 established under K.S.A. 2008 Supp. 12-5326, and amendments thereto.

23 (b) "Automatic number identification" means a feature by which a
24 person calling a public safety answering point has such person's 10-digit
25 telephone number simultaneously forwarded to the public safety an-
26 swering point and to the public safety answering point's display and
27 transfer.

28 (c) "Eligible municipality" means: (1) Any county having a population
29 of less than ~~75,000~~ 85,000 or any city located within such a county; or (2)
30 any two or more such counties or cities.

31 (d) "Emergency telephone service" means a telephone system util-
32 izing a single three digit number "911" for reporting police, fire, medical
33 or other emergency situations.

34 (e) "Enhanced 911 service" means an emergency telephone service
35 that generally may provide, but is not limited to, selective routing, auto-
36 matic number identification and automatic location identification
37 features.

38 (f) "Exchange access facilities" means all facilities provided by the
39 service supplier for the facility which provides local telephone exchange
40 access to a service user.

41 (g) "Fund" means the wireless enhanced 911 grant fund established
42 by this act.

43 (h) "Governing body" means the board of county commissioners of

1 a county or the governing body of a city.

2 (i) "Local collection point administrator" means the statewide asso-
3 ciation of cities as established by K.S.A. 12-1610e, and amendments
4 thereto, and the statewide association of counties as established by K.S.A.
5 19-2690, and amendments thereto.

6 (j) "Mobile telephone number" means the telephone number as-
7 signed to a wireless telephone at the time of initial activation.

8 (k) "Person" means any individual, firm, partnership, copartnership,
9 joint venture, association, cooperative organization, corporation, municip-
10 al or private, and whether organized for profit or not, state, county,
11 political subdivision, state department, commission, board, bureau or fra-
12 ternal organization, nonprofit organization, estate, trust, business or com-
13 mon law trust, receiver, assignee for the benefit of creditors, trustee or
14 trustee in bankruptcy or any other legal entity.

15 (l) "Prepaid wireless telephone service" means wireless telephone
16 service that is activated in advance by payment for a finite dollar amount
17 of service or for a finite set of minutes that terminate either upon use by
18 a customer and delivery by the wireless provider of an agreed-upon
19 amount of service corresponding to the total dollar amount paid in ad-
20 vance or within a certain period of time following the initial purchase or
21 activation, unless additional payments are made.

22 (m) "Primary place of use" has the meaning provided in the mobile
23 telecommunications act (4 U.S.C. 116, et seq., as in effect on the effective
24 date of this act).

25 (n) "Project" means the development and acquisition of the necessary
26 improvements in order to facilitate the establishment of wireless en-
27 hanced 911 service.

28 (o) "Project costs" means all costs or expenses which are necessary
29 or incident to a project and which are directly attributable thereto.

30 (p) "PSAP" means public safety answering point.

31 (q) "Pseudo-automatic number identification" means a feature by
32 which automatic number identification is provided to a public safety an-
33 swering point of the 10-digit telephone number of the specific cell site
34 or cell site sector from which a wireless call originated.

35 (r) "Public agency" means any city, county, municipal corporation,
36 public district or public authority located in whole or in part within this
37 state which provides or has authority to provide fire fighting, law enforce-
38 ment, ambulance, emergency medical or other emergency services.

39 (s) "Secretary" means the secretary of administration.

40 (t) "Service supplier" means any person providing exchange tele-
41 phone service to any service user in this state.

42 (u) "Service user" means any person who is provided exchange tel-
43 ephone service or wireless service in this state.

- 1 (v) "Subscriber account" means the 10-digit access number assigned
2 to a wireless service customer regardless of whether more than one such
3 number is aggregated for the purpose of billing a service user.
- 4 (w) "Tariff rate" means the rate or rates billed by a service supplier
5 and as stated in the service supplier's tariffs, approved by the state cor-
6 poration commission which represent the service supplier's recurring
7 charges for exchange access facilities or their equivalent, exclusive of all
8 taxes, fees, licenses or similar charges whatsoever.
- 9 (x) "Valid request" means a request to a wireless carrier for wireless
10 enhanced 911 service, made by a PSAP which is capable of receiving and
11 utilizing the data elements associated with wireless enhanced 911 service
12 as determined in accordance with 47 CFR 20.18 (October 1, 2002).
- 13 (y) "Wholesaler of prepaid wireless service" means a person who pur-
14 chases at wholesale wireless service from a wireless carrier for resale as
15 prepaid wireless service.
- 16 (z) "Wireless automatic location identification information" means a
17 feature by which information is provided to a public safety answering
18 point identifying the location of a 911 caller within the parameters estab-
19 lished by the federal communications commission.
- 20 (aa) "Wireless carrier" means any common, private or other radio
21 carrier licensed by the federal communications commission to provide
22 two-way voice service in this state which provides interconnection to the
23 public switched telephone network and access to a 24-hour answering
24 point.
- 25 (bb) "Wireless enhanced 911 grant fee" means the fee imposed un-
26 der K.S.A. 2008 Supp. 12-5324, and amendments thereto.
- 27 (cc) "Wireless enhanced 911 local fee" means the fee imposed under
28 K.S.A. 2008 Supp. 12-5330, and amendments thereto.
- 29 (dd) "Wireless enhanced 911 service" means a communication serv-
30 ice by which wireless carriers can provide automatic number identifica-
31 tion, pseudo-automatic number identification and wireless automatic lo-
32 cation identification information to a requesting PSAP, as defined in FCC
33 docket 94-102, which is capable of receiving and utilizing the data ele-
34 ments associated with wireless enhanced 911 service.
- 35 (ee) "Wireless service" means a two-way voice service provided by a
36 wireless carrier.
- 37 Sec. 2. K.S.A. 2008 Supp. 12-5323 is hereby amended to read as
38 follows: 12-5323. (a) There is hereby established in the state treasury the
39 wireless enhanced 911 grant fund.
- 40 (b) Moneys from the following sources shall be credited to the fund:
41 (1) Amounts received by the state from the federal government for
42 the purposes of the fund;
43 (2) amounts appropriated or otherwise made available by the legis-

- 1 lature for the purposes of the fund;
- 2 (3) amounts received from fees under K.S.A. 2008 Supp. 12-5324 or
3 12-5356, and amendments thereto, or from repayments or fees remitted
4 under K.S.A. 2008 Supp. 12-5328, 12-5330 or 12-5356, and amendments
5 thereto;
- 6 (4) interest attributable to investment of moneys in the fund; and
- 7 (5) amounts received from any public or private entity for the pur-
8 poses of the fund.
- 9 (c) Subject to the conditions and in accordance with requirements of
10 this act, moneys credited to the fund shall be used only:
- 11 (1) To pay costs of administering the fund, including actual and nec-
12 essary expenses incurred by members of the advisory board while per-
13 forming duties required by the wireless enhanced 911 act and costs of
14 any audit performed under K.S.A. 2008 Supp. 12-5331, and amendments
15 thereto, but the aggregate amount of all such costs shall not exceed 5%
16 of the moneys credited to the fund; ~~and~~
- 17 (2) to provide grants to eligible municipalities only for necessary and
18 reasonable costs incurred or to be incurred by PSAP's for: (A) Imple-
19 mentation of wireless enhanced 911 service and VoIP 911 service, as
20 defined in K.S.A. 2008 Supp. 12-5353, and amendments thereto; (B) pur-
21 chase of equipment and upgrades and modification to equipment used
22 solely to process the data elements of wireless enhanced 911 service and
23 VoIP 911 service, as defined in K.S.A. 2008 Supp. 12-5353, and amend-
24 ments thereto; and (C) maintenance and license fees for such equipment
25 and training of personnel to operate such equipment, including costs of
26 training PSAP personnel to provide effective service to all users of the
27 emergency telephone system who have communications disabilities. Such
28 costs shall not include expenditures to lease, construct, expand, acquire,
29 remodel, renovate, repair, furnish or make improvements to buildings or
30 similar facilities or for other capital outlay or equipment not expressly
31 authorized by this act; *and*
- 32 (3) *to pay expenses of the joint committee on enhanced and next gen-*
33 *eration 911 established pursuant to new section 6, and amendments*
34 *thereto.*
- 35 (d) On or before the 10th of each month, the director of accounts
36 and reports shall transfer from the state general fund to the fund interest
37 earnings based on:
- 38 (1) The average daily balance of moneys in the wireless enhanced
39 911 grant fund for the preceding month; and
- 40 (2) the net earnings rate of the pooled money investment portfolio
41 for the preceding month.
- 42 (e) All payments and disbursements from the fund shall be made in
43 accordance with appropriation acts upon warrants of the director of ac-

22

3-4

1 counts and reports issued pursuant to vouchers approved by the secretary
2 or by a person or persons designated by the secretary.

3 Sec. 3. K.S.A. 2008 Supp. 12-5334 is hereby amended to read as
4 follows: 12-5334. ~~(a) During calendar year 2006, the division of post audit~~
5 ~~shall conduct an audit of the wireless enhanced 911 service system to~~
6 ~~determine: (1) Whether moneys received by municipalities pursuant to~~
7 ~~the wireless enhanced 911 act are being used appropriately; (2) the~~
8 ~~amount of moneys collected pursuant to this act is adequate; (3) the status~~
9 ~~of wireless enhanced 911 implementation, and (4) the need and level of~~
10 ~~continued funding of the wireless enhanced 911 service system. The audit~~
11 ~~shall be in accordance with a scope statement authorized and approved~~
12 ~~by the legislative post audit committee and shall be conducted in accord-~~
13 ~~ance with article 11 of chapter 46 of the Kansas Statutes Annotated, and~~
14 ~~amendments thereto.~~

15 ~~—(b) During the calendar year 2008, the division of post audit shall~~
16 ~~conduct an audit of the wireless enhanced 911 service system, the VoIP~~
17 ~~enhanced 911 service system, as defined in K.S.A. 2008 Supp. 12-~~
18 ~~5353, and amendments thereto, and the landline emergency telephone~~
19 ~~service system to determine: (1) Whether moneys received by munici-~~
20 ~~palities pursuant to the wireless enhanced 911 act and the VoIP enhanced~~
21 ~~911 act are being used appropriately; (2) the amount of moneys collected~~
22 ~~pursuant to this act and the VoIP enhanced 911 act is adequate; (3) the~~
23 ~~status of wireless enhanced 911 and VoIP enhanced 911 implementation;~~
24 ~~and (4) the need and level of continued funding of the wireless enhanced~~
25 ~~911 service system, the VoIP enhanced 911 service system and the land-~~
26 ~~line emergency telephone service system. The audit shall be in accord-~~
27 ~~ance with a scope statement authorized and approved by the legislative~~
28 ~~post audit committee and shall be conducted in accordance with article~~
29 ~~11 of chapter 46 of the Kansas Statutes Annotated, and amendments~~
30 ~~thereto. The audit report shall be submitted to the legislature at the com-~~
31 ~~mentence of the regular session of the legislature in 2009.~~

32 Sec. 4. K.S.A. 2008 Supp. 12-5338 is hereby amended to read as
33 follows: 12-5338. (a) On July 1, ~~2010~~ 2011:

34 (1) The wireless enhanced 911 grant fee shall be discontinued, the
35 advisory board shall be abolished, any unobligated balance of the wireless
36 enhanced 911 grant fund shall be paid to the local collection point ad-
37 ministrator for distribution to PSAP's based on the population of the
38 municipality or municipalities served by the respective PSAP and the fund
39 shall be abolished.

40 (2) Within any county which has a population of 125,000 or more,
41 the amount of the tax imposed pursuant to K.S.A. 12-5302, and amend-
42 ments thereto, shall not exceed \$.25 per month per access line or its
43 equivalent and the amount of the wireless enhanced 911 local fee within

3-5

1 such jurisdiction shall be an equal amount per month per wireless sub-
2 scriber account.

3 (3) Within any county which has a population of less than 125,000
4 the amount of the tax imposed to K.S.A. 12-5302, and amendments
5 thereto, shall not exceed \$.50 per month per access line or its equivalent
6 and the amount of the wireless enhanced 911 local fee shall be an equal
7 amount per month per wireless subscriber account.

8 (4) The provisions of K.S.A. 2008 Supp. 12-5323 through 12-5329,
9 and amendments thereto, shall expire.

10 (b) On and after July 1, ~~2010~~ 2011, the proceeds of the wireless en-
11 hanced 911 local fee shall be used only to pay for costs of emergency
12 telephone service described in K.S.A. 12-5304, and amendments thereto,
13 and expenditures authorized by K.S.A. 2008 Supp. 12-5330, and amend-
14 ments thereto.

15 Sec. 5. K.S.A. 2008 Supp. 12-5361 is hereby amended to read as
16 follows: 12-5361. (a) On July 1, ~~2010~~ 2011:

17 (1) The VoIP enhanced 911 grant fee shall be discontinued.

18 (2) The amount of the tax per access line or its equivalent imposed
19 within a jurisdiction pursuant to K.S.A. 12-5302, and amendments
20 thereto, and the amount of the VoIP enhanced 911 local fee per VoIP
21 subscriber whose primary residence is within such jurisdiction shall be an
22 equal amount per month.

23 (3) The provisions of K.S.A. 2008 Supp. 12-5354 and 12-5355, and
24 amendments thereto, shall expire.

25 (b) On and after July 1, ~~2010~~ 2011, the proceeds of the VoIP local
26 fee shall be used only to pay for costs of emergency telephone service
27 described in K.S.A. 12-5304, and amendments thereto, and expenditures
28 authorized by K.S.A. 2008 Supp. 12-5330, and amendments thereto.

29 New Sec. 6. (a) There is hereby established the joint committee on
30 enhanced and next generation 911 which shall be composed of six mem-
31 bers of the senate and six members of the house of representatives. The
32 six senate members shall be the chairperson, vice-chairperson and ranking
33 minority member of the senate committee on utilities and two senate
34 members appointed by the president of the senate and one senate mem-
35 ber appointed by the minority leader of the senate. The six representative
36 members shall be the chairperson, vice-chairperson and ranking minority
37 member of the house of representatives committee on energy and utilities
38 and two representative members appointed by the speaker of the house
39 of representatives and one representative member appointed by the mi-
40 nority leader of the house of representatives. The president of the senate
41 shall designate a senate member to be chairperson of the joint committee.
42 The speaker of the house of representatives shall designate a represen-
43 tative member to be vice-chairperson of the joint committee. If a vacancy

1 occurs in the office of any member of the joint committee a successor
2 shall be appointed in the same manner as the original appointment for
3 the remainder of the term.

4 (b) The joint committee shall make recommendations concerning the
5 following:

6 (1) Issues concerning methods to address changing technology in de-
7 ploying emergency communications systems;

8 (2) addressing the fairness and adequacy of funding for emergency
9 communications systems in different areas of the state;

10 (3) deployment and use of next generation 911 technology and co-
11 ordination of efforts in the state concerning such deployment and use;

12 (4) the amount of funding needed to provide for quality emergency
13 communications service in the state;

14 (5) examining enacting substantially similar statutory requirements
15 for wireline and wireless emergency communications systems and
16 whether there should be parity in funding between wireline and wireless
17 systems;

18 (6) benefits to be gained by consolidation of public safety answering
19 points with a focus on examining effects on cost and service of such
20 consolidation;

21 (7) the method, if any, for recovering costs incurred by public safety
22 answering points and by wireless and other service providers in providing
23 emergency communications systems;

24 (8) whether emergency communications services should be admin-
25 istered on a more centralized basis;

26 (9) examine whether the VoIP enhanced local fee per VoIP sub-
27 scriber should be assessed based on the primary place of use instead of
28 primary residence; ~~and~~

29 (10) *[appropriate uses of the wireless enhanced 911 grant fund;*
30 *and*

31 *[(11)]* any other issues the joint committee deems relevant to the
32 deployment of emergency communications systems.

33 (c) The joint committee shall report its findings and conclusions to
34 the house committee on energy and utilities and senate committee on
35 utilities, including any recommendations concerning legislative changes
36 during the first week of the 2010 legislative session.

37 (d) Members of the joint committee attending meetings authorized
38 by the joint committee shall be paid amounts for expenses, mileage and
39 subsistence as provided in subsection (e) of K.S.A. 75-3223, and amend-
40 ments thereto. Expenses for the joint committee shall be paid from the
41 wireless enhanced 911 grant fund.

42 (e) The joint committee may meet on the call of the chairperson. A
43 quorum of the joint committee shall be seven members. All actions of

8-2

3-7

1 the joint committee shall be by motion adopted by a majority of those
2 voting members present when there is a quorum.

3 (f) The staff of the office of revisor of statutes, the legislative research
4 department, the division of legislative administrative services, the state
5 corporation commission and the division of post audit shall provide such
6 assistance as may be requested by the joint committee.

7 (g) The joint committee shall be and is hereby abolished on Decem-
8 ber 1, 2009.

9 (h) As used in this section, "joint committee" means the joint com-
10 mittee on enhanced and next generation 911.

11 Sec. 7. K.S.A. 2008 Supp. 12-5322, 12-5323, 12-5334, 12-5338 and
12 12-5361 are hereby repealed.

13 Sec. 8. This act shall take effect and be in force from and after its
14 publication in the Kansas register.

P-2

3-8

TO: 2009 Special Committee on Utilities
FROM: Melissa Doebelin, Assistant Revisor, Revisor of Statutes Office
SUBJECT: Review of Current Kansas 911 Statutes
DATE: Thursday, October 8, 2009

Presentation to the 2009 Interim Special Committee on Utilities

The original statutes for exchange telephone services in Kansas date back to 1980. Some additions were added to the law in 1994 concerning wireless service. In 2004, the Wireless Enhanced 911 Act was established (K.S.A. 2009 Supp. 12-5321 et seq.) and in 2006, the Voice over Internet Protocol, or VoIP, Enhanced 911 Act was established (K.S.A. 2009 Supp. 12-5351 et seq.)

Emergency Telephone Services Act

K.S.A. 12-5301 contains definitions used throughout this act, in particular:

- “Emergency telephone tax” means a tax to finance the operation of emergency telephone service.
- “Service supplier” means any person providing exchange telephone service or wireless service to any service user in Kansas.
- “Service user” means any person who is provided exchange telephone service or wireless in Kansas.
- “Wireless carrier” means any common, private or other radio carrier licensed by the FCC to provide two-way voice or text radio service, which provides interconnection to the public switched telephone network and access to a 24-hour answering point.

The statutes in the Article concerning emergency telephone services allow governing bodies of cities or counties to charge an emergency telephone tax to provide for the operation of emergency telephone service. (K.S.A. 12-5302(a)) This tax is at a rate not greater than \$0.75 per month per line, and is established by city ordinance or county resolution. (K.S.A. 12-5302(a)) Registered voters were allowed to petition and then possibly vote on the installation and operation of this emergency service and the corresponding tax. (K.S.A. 12-5302(b)) The city or county could also submit its own proposal to voters for emergency telephone service. (K.S.A. 12-5302(c))

Each billed service user is liable for the tax, except wireless service users, who are subject to fees in the Wireless Enhanced 911 Act. (K.S.A. 12-5302(e)) Taxes are collected by service suppliers along with regular billing (K.S.A. 12-5302(f) and (h)) and the supplier is to submit to the governing body a list of uncollected amounts with names and addresses of users who have not paid the tax. (K.S.A. 12-5302(g))

At the end of each calendar quarter, the service supplier is to remit the tax to the governing body. The supplier is allowed to keep an administrative fee of 2% of the taxes collected. The governing body shall publish a tax rate once per year (not later than September 1) that will produce sufficient revenues to fund the expenditures of the act, taking into account any surplus revenues from the previous year (rate is effective January 1 of the following year). The governing body must notify the supplier 90 days before rate becomes effective. (K.S.A. 12-5303)

A governing body may contract for the administration of emergency telephone service. The tax collected may be used for:

- (1) Monthly charges billed by supplier for emergency telephone service;
- (2) Installation, service establishment, start-up charges for emergency telephone service;
- (3) Capital improvements and equipment for the emergency telephone system;
- (4) Road signs designed to aid the delivery of emergency service. (K.S.A. 12-5304)

Wireless Enhanced 911 Act

(K.S.A. 2009 Supp. 12-5321 through 12-5338)

The Wireless Enhanced 911 Act was enacted in 2004, with amendments in 2006 and 2008. K.S.A. 12-5322 contains definitions used throughout the Wireless E911 Act, in particular:

- “Eligible municipality” means:
 - (1) A county with population less than 75,000;
 - (2) Any city, if in a county with population less than 75,000;
 - (3) Any two or more counties or cities in (1) or (2).
- “Enhanced 911 service” means emergency telephone service that may provide selective routing, automatic number identification and automatic location identification features.

- “Valid request” means when a public safety answering point, or PSAP, makes a request to a wireless carrier for wireless enhanced 911 service.
- “Wireless enhanced 911 service” means communications service provided by wireless carrier which can provide automatic and pseudo-automatic number identification, and wireless automatic identification information to a requesting PSAP.

The Wireless E911 Advisory Board is established in K.S.A. 12-5326 and is composed of nine members. Members shall be familiar with development and implementation of wireless E911 service, and representatives appointed by the governor are as follows:

- (1) Kansas Association of Counties
- (2) League of Kansas Municipalities
- (3) Local law enforcement
- (4) Local fire/emergency medical services
- (5) PSAP in counties with population less than 15,000
- (6) PSAP in counties with population 15,000 or more
- (7) Wireless carriers industry
- (8) Local exchange service providers
- (9) Kansas Highway Patrol

The board is not given any specific direction in the authorization statute, but is given duties highlighted in other statutes.

A Wireless Enhanced 911 Grant Fund is established in the act and is administered by the secretary of the Department of Administration. (K.S.A. 12-5323 and K.S.A. 12-5325) Funding comes from the federal government, state legislative appropriations, fees, interest from investments in the fund and any money received from public or private entities. (K.S.A. 12-5323(b)) The money from the fund is used to:

- (1) Pay costs of administering the fund, expenses of board and costs of any authorized audit. Aggregate amount of these costs shall not exceed 5% of money credited to fund.
- (2) Provide grants for eligible municipalities for necessary and reasonable costs incurred by a PSAP for:
 - (A) Implementing wireless E911 and voice over internet protocol (VoIP) 911 services;

(B) Purchasing and upgrading equipment to process data of wireless E911 and VoIP 911 services; and

(C) Maintenance and license fees for equipment and training of personnel.

As the administrator of the act and the fund, the secretary is allowed to enter into commitments for grants, review applications, and adopt rules and regulations to administer the act. The secretary may impose civil penalties for violation of the act. (K.S.A. 12-5325)

Each year, the secretary and advisory board must prepare an "intended use plan" for moneys in the fund, including:

- (1) Wireless E911 project priority list;
- (2) Description of short and long term goals and objectives;
- (3) Provisions addressing needs of people with communication disabilities;
- (4) Information on projects to be financed, terms of grants and municipalities receiving grants;
- (5) Criteria and method for provision of grants. (K.S.A. 12-5327)

The secretary is to provide an annual report of how the state has met its goals as identified in the intended use plan, including implementation of federal phase II E911 requirements. (K.S.A. 12-5329)

There are two fees established in the Wireless E911 Act, the grant fee (K.S.A. 12-5324) and the local fee (K.S.A. 12-1330). All wireless service users are liable for the grant and local fees. The fees are collected by the wireless carrier and labeled "KS E-911 fees" on the user's bill. (K.S.A. 12-5331)

The first fee established on July 1, 2004 is the monthly grant fee, which is collected by each wireless carrier and is \$0.25 per month, per wireless subscriber account whose primary place of use is in Kansas. For prepaid wireless service, this grant fee is collected by wholesalers and is in the amount of 1% of the retail price of the prepaid wireless service sold. Any grant fees collected are remitted to the secretary and deposited in the fund. (K.S.A. 12-5324 and K.S.A. 12-5331)

Eligible municipalities may apply for a grant from the fund established by the grant fee, and the secretary may enter into agreements with eligible municipalities for grants to pay for project costs, including VoIP project costs if recommended by the board. (K.S.A. 12-5328)

By July 1, 2007, each PSAP in the state was required to submit to wireless carriers a valid request for wireless E911 service. If that request was not made, the PSAP was required to pay the secretary moneys paid from the fund to the PSAP, and the PSAP was not eligible to receive further money until it submitted satisfactory evidence that the request was submitted. If the PSAP was unable to make a request by July 1, 2007, the board could approve no more than two 1-year extensions, not beyond July

1, 2008, if the board determines that the equipment was ordered but not available or if there were other just cause. (K.S.A. 12-5328(e))

The second fee is a monthly local fee, established at a rate of \$0.25 per month per wireless subscriber, with no fee for prepaid wireless service as with the grant fee. (K.S.A. 12-5330(a)) Any local fees collected are remitted to the local collection point administrator. (K.S.A. 12-5324 and K.S.A. 12-5331) Within 30 days of receipt of the fees by the administrator, it must distribute the money to the PSAPs based upon primary place of use information provided by wireless carriers. The administrator may retain an administrative fee of not more than 2%. Until all PSAPs have achieved phase II status, money shall only be used to bring all PSAPs up to phase II. (K.S.A. 12-5331(h))

Proceeds and interest of this local fee shall be used only for the necessary and reasonable costs incurred by PSAPs for:

- (1) Implementing wireless and VoIP E911 services;
- (2) Purchasing and upgrading equipment to process data of wireless and VoIP E911 services; and
- (3) Maintenance and license fees for equipment and training of personnel. (K.S.A. 12-5330)

Each PSAP must submit an annual report to secretary accounting for all moneys received from the local fee. Similar to the grants, PSAPs are to request wireless E911 service by July 1, 2007 to wireless carriers. (K.S.A. 12-5330)

Wireless carriers cannot take legal action to enforce collection of fees. The wireless carrier must annually provide the secretary a list of uncollected grant fees and names and addresses of users who haven't paid, and carriers must also provide a similar list to the local collection point administrator who collects the local fees. (K.S.A. 12-5331(c))

The division of post audit was required to conduct audits of the wireless and VoIP E911 systems and the landline emergency telephone service system in 2006 and 2008. (K.S.A. 12-5334)

On July 1, 2010, the wireless E911 grant fee is discontinued, as is the advisory board and grant fund, and any unobligated money in the fund is distributed to the PSAPs. With counties with populations of 125,000 or more, the emergency telephone tax imposed shall not exceed \$0.25 per access line (under 12-5302, currently set to not exceed \$0.75) and local fee shall be an equal amount per month per wireless subscriber. Counties with populations less than 125,000 shall have a tax of not more than \$0.50 per access line with the local fee at an equal amount. Proceeds of the local fee shall be used to pay costs of emergency telephone service. (K.S.A. 12-5338)

VoIP (Voice over Internet Protocol) Enhanced 911 Act

(K.S.A. 2009 Supp. 12-5352 through 21-5361)

In 2005, the legislature required Voice over Internet Protocol (or VoIP) providers to direct any emergency 911 calls made by users to the appropriate PSAP dispatcher. (K.S.A. 12-5351) The VoIP Enhanced 911 Act was enacted in 2006 and "VoIP enhanced 911 service" was defined to mean a communications service where VoIP providers can provide identification and location information to a requesting PSAP. (K.S.A. 12-5353) The act parallels the Wireless E911 Act. There is a VoIP E911 grant fee at a rate of \$0.25 per month per VoIP service user, collected by VoIP providers and also paid into the wireless E911 grant fund, but this fee is not instituted where there is already an emergency telephone tax or where the wireless E911 grant fee being paid. (K.S.A. 12-5355) Additionally, there is a VoIP E911 local fee at a rate of \$0.25, but similarly it is not imposed if the tax or other fees are already being paid. (K.S.A. 12-5356)

October 30, 2009

The Honorable Mike Peterson, Chairperson
Special Committee on Utilities
Statehouse
Topeka, KS 66612

Dear Senator Peterson and Members of the Committee:

During the Committee's meeting of October 8, 2009, members requested additional information regarding the Federal 911 Grant Program. Below and attached are the responses to the request.

1. Attached is a list of names and what agencies provided input or consulted on the federal grant application.
2. A list of the members of the multi-jurisdictional governing body that will provide oversight of the grant project. The names of the representatives have not been determined. The Kansas Wireless Enhanced 911 Advisory Board (KWEAB) meets November 12-13, 2009 and recommendations will be determined at that time. The organizations that are included in the group consists of KWEAB representatives, local PSAPs of varying sizes, Mid-America Regional Council, two information technology officers from governmental units, vendors, carriers, Kansas Association of Counties, League of Kansas Municipalities and others that may be determined. In addition to these organizations, the Committee recommended adding representatives from KanED, Homeland Security and Department of Emergency Management.
3. Attached is the equipment list with a brief explanation of each item. In determining the equipment list, we consulted with other states and vendors that have worked on NG 911 planning and implementation. The attachment includes those contacts.
4. Attached is the 2008 Wireless Enhanced 911 Annual Report, which contains the information regarding how state grant funds have been distributed for Calendar Years, 2005 through 2009. The 2009 Annual Report will be completed and submitted after the KWEAB approves it and the 2010 grant awards are finalized.
5. The grant award for the Federal 911 Grant Program is \$770,900, \$385,450 in federal funds and the state must provide a hard or soft match of \$385,450. The \$385,450 match will derive from the state grant fund of approximately \$147,000 and approximately \$238,450 will be soft match, made up of the time each member spends on the multi-jurisdictional committee duties. The federal grant award supports local PSAPs in providing support of NG 911 technology implementation for all PSAPs and by providing funds to test the operation of NG 911 in three pilot communities.
6. Legislative staff asked for clarification of the budget item for contractual services in the grant application. As stated in the application, this item will allow the hire of a consultant to help determine and assist with the Next Generation 911 needs

Special Comm. On Utilities
November 13, 2009
Attachment 5-1

for the state. The hiring of this consultant will be through a bidding process. The process and the scope of the bid solicitation will be determined by the multi-jurisdictional governing body and will follow the rules of the state for bids. It is assumed, as has been done in other states, those vendors with the technology skills for determining NG 911 standards for the state will be the primary responders to the bidding request. This process will not take place until the multi-jurisdictional governing committee is in place and determines the parameters of the process.

Also, legislative staff asked me to address the recent hiring of additional staff for administering the E911 grant program. The federal grant application states that the Governor's Grants Program staff will analyze and provide an assessment of the 106 PSAPs that are eligible to receive state grant funds for implementing E911 and VoIP services for Phase II compliance. An additional staff person was hired to assist with on-site review of PSAPs that have received state grant funds in determining compliance for Phase II and VoIP readiness. This assessment process, recommended by KWEAB and NENA, is to provide assurance and verification to the KWEAB that every PSAP eligible to receive grant funds is Phase II and VoIP compliant and can stay current and maintain their systems.

Thank you for the opportunity to provide you with additional information on this federal grant program.

Sincerely,



Juliene Maska, Administrator
Governor's Grants Program

Attachments

List of contacts consulted with for the federal grant application.

Chris Davis
Butler County Emergency Communications
121 S Gordy
El Dorado, KS 67042
316-322-4207
cdavis@bucoks.com

Diane Gage
Sedgwick County Emergency Communications
714 N Main
Wichita, KS 67203
316- 660-4977
dgage@sedgwick.gov

Dwight Purtle
Johnson County Emergency Communications
11880 S Sunset Dr
Olathe, KS 66062
913-826-1000
dpurtle@jocogov.org

Erica Haas
Governor's Grants Program
900 SW Jackson, Rm 304 N
Topeka, KS 66612
785-291-3205
erica.haas@ks.gov

Captain Henry Horn
Kansas City Kansas Police Department
701 North 7th St.
Kansas City, Kansas 66101
913-596-3035
hhorn@kckpd.org

Jamie Bowser
Governor's Grants Program
900 SW Jackson, Rm 304 N
Topeka, KS 66612
785-291-3205
jamie.bowser@ks.gov

John Cronister
Governor's Grants Program
900 SW Jackson, Rm 304 N
Topeka, KS 66612
785-291-3205

john.cronister@ks.gov

Juliene Maska
Governor's Grants Program
900 SW Jackson, Rm 304 N
Topeka, KS 66612
785-291-3205
juliene.maska@ks.gov

Keith Faddis
Mid America Regional Council
600 Broadway, Suite 200
Kansas City, MO 64105-1659
816-701-8211
kfaddis@marc.org

Kim Winn
League of Kansas Municipalities
300 SW 8th St.
Topeka, KS 66612
785-354-9565
kwinn@lkm.org

Lance Royer
Shawnee County Sheriff's Office
320 S. Kansas Avenue
Topeka, Kansas 66603-3641
785-368-2247
lance.royer@snco.us

Mary Messamore
Reno County Emergency Communications
210 W 1st Ave.
Hutchinson, KS 67501
620-694-2806
mary.messamore@renolec.com

Melissa Wangemann
Kansas Association of Counties
300 SW 8th St.
Topeka, KS 66612
785-272-2585
wangemann@kansascounties.org

Michelle Becker
Marion County Emergency Communications
204 S 3rd
Marion, KS 66861
602-382-3695

202

5-4

mbecker@marioncoks.net

Pat Collins
Riley County 911
115 N 4th St.
Manhattan, KS 66502
785-537-6333
pcollins@rileycountyks.gov

Captain Randy Moon
Kansas Highway Patrol
2025 E. Iron Avenue
Salina, Kansas 67401
785-822-1700
rmoon@khp.ks.gov

Selma Southard
Douglas County Emergency Communications
111 E. 11th Street, 2nd level
Lawrence, KS 66044
785-832-5237
ssouthard@douglas-county.com

Stephen Davidson
Johnson County Emergency Communications
11880 S Sunset Dr
Olathe, KS 66062
913-826-1000
steve.davidson@jocogov.org

Walt Way
Johnson County Emergency Communications
11880 S Sunset Dr
Olathe, KS 66062
913-826-1000
wway@jocogov.org

Allen County
Sheriff's Office
Box 433
Iola, KS 66749
620-365-1400
sheriff@allencounty.org

Anderson County
100 E. 4th Avenue
Garnett, KS 66032
785-448-6841
an_county_clerk@wan.kdor.state.ks.us

City of Andover
Director of Communications
P.O. Box 783
Andover, KS 67002
316-733-5177
wduggan@andoverks.com

Atchison County
Atchison County Communications Center
518 Parallel
Atchison, KS 66002
913-367-4323
kim.pruett@atchisonlec.org

City of Augusta
Director of Safety
2100 Ohio
Augusta, KS 67010
316-775-4500
tbrewer@augustadps.org

Barber County
Chief of Communications
124 E. Washington
Medicine Lodge, KS 67104-1421
620-886-5678
rdirks@basherriff.org

Barton County
Director of Communications
P.O. Box 1354
Great Bend, KS 67530-1354
620-793-1920
communications@bartoncounty.org

2-2

5-6

Brown County
706 Utah
Hiawatha, KS 66434
785-742-7125
brso@carsoncomm.com

Chase County
Sheriff's Office
301 S Walnut
Cottonwood Falls, KS 66845
620-273-6313
dorneker@hotmail.com

Chautauqua County
Sheriff's Office
215 N. Chautauqua
Sedan, KS 67316
620-725-3108
cqso@sbcglobal.net

Cherokee County
PO Box 479
Columbus, KS 66725
620-429-3992
marilyn.911@cherokeecounty-ks.gov

Cheyenne County
Sheriff's Office
209 E Washington
St. Francis, KS 67756
785-332-8880
chief@stfks.net

Clark County
911 Coordinator
P.O. Box 566
Ashland, KS 67831-0566
620-635-2813
cacoclark@ucom.net

Clay County
Undersheriff
539 Lincoln
Clay Center, KS 67432
785-632-5601
ladams1@leo.gov

Coffey County
Sheriff's Office
Box 226
Burlington, KS 66839
620-364-2123
trogers@coffeycountyks.org

Comanche County
Sheriff's Office
P.O. Box 16
Coldwater, KS 67029-0016
620-582-2511
cmsheriff1@msn.com

City of Concordia
Chief of Police
P.O. Box 603
Concordia, KS 66901-0603
785-243-3131
dparker@concordiaks.org

Cowley County
911 Communications
2701 E 9th
Winfield, KS 67156
620-221-0470
jmcdade@cowleycounty.org
fclarkson@winfieldks.org

Crawford County
911 Director
225 N. Enterprise Drive
Girard, KS 66743
620-724-7156
jgagliardo@ckt.net

Decatur County
Jeanne Pachner
Chief Dispatcher
P.O. Box 89
Oberlin, KS 67749
785-475-8100
mipachner2002@yahoo.com

5-8

2-2

Dickinson County
Brad Homman
Director
109 E. First, Ste 106
Abilene, KS 67410
785-263-3120
bhomman@dkcoks.org

Doniphan County
911 Coordinator
P.O. Box 278
Troy, KS 66087-0278
785-985-3932
donrod@carsoncomm.com

Edwards County
Sheriff's Office
P.O. Box 271
Kinsley, KS 67547-0271
620-659-2188
rnelson@edwards.kscoxmail.com

Elk County
Sheriff's Office
P.O. Box 127
Howard, KS 67349-0127
620-374-2108
ekso@sktc.net

Ellis County
Communcations Dept.
105 W. 12th Street
Hays, KS 67601
785-625-1030
oford@haysusa.com

Ellsworth County
Sheriff's Office
212 N. Main
Ellsworth, KS 67439
785-472-4416
tploutz@leo.gov

City of Emporia
Nikki Huff
518 Mechanic
Emporia, KS 66801

620-343-4211
gsmith@emporia-kansas.gov

Ford County
Director of Communications
100 Gunsmoke Street
Dodge City, KS 67801
620-227-4556
lsmith@fordcounty.net

City of Fort Scott
Police Department
1 East 3rd
Fort Scott, KS 66701
620-223-1700
rputerbaugh@fscity.org

Franklin County
Brad Gilges
911 Director
305 S. Main
Ottawa, KS 66067
785-242-3800
bgilges@mail.franklincoks.org

City of Garden City
Kathy McGaughey
Support Services Director
304 N. 9th Street
Garden City, KS 67846
620-276-1300
kmcgaughey@garden-city.org

Geary County
Emergency Management Coordinator
236 E 8th Street
Junction City, KS 66441
785-762-5912
bob.story@jcks.com

Graham County
Sheriff's Office
410 N. Pomeroy Avenue
Hill City, KS 67642
785-421-2107
sheriff@ruraltel.net

Grant County
Sheriff's Office
210 E. Central
Ulysses, KS 67880
620-356-3500
gtso@pld.com

Gray County
Emergency Communications
P.O. Box 568
Cimarron, KS 67835
620-855-7701
thogan@grayco.org

Greeley County
Sheriff's Office
P.O. Box 690
Tribune, KS 67879
620-376-4233
sheriff@fairpoint.net

Greenwood County
911 Director
311 N. Main Street
Eureka, KS 67045
620-583-5568
gwe911@yahoo.com

Hamilton County
Sheriff's Office
103 W Ave C
Syracuse, KS 67878-1167
620-384-5616
rgarza@pld.com

Harper County
Communications Director
115 E. Steadman
Anthony, KS 67003
620-842-3086
haper911@sbcglobal.net

Harvey County
Communications Department
P.O. Box 687
Newton, KS 67114
316-284-6850

cbecker@harveycounty.com

Haskell County
Sheriff's Office
P.O. Box 853
Sublette, KS 67877-0853
620-675-2223
bar20@pld.com

Hodgeman County
Sheriff's Office
500 Main St., 3rd Floor
Jetmore, KS 67854
620-357-8391
ronridley@hodgemansheriff.us

City of Independence
120 N. 6th Street
Independence, KS 67301-3792
kparker@indypd.com

Jackson County
911 Administrator
210 US 75 Hwy
Holton, KS 66436
785-364-2251
sherri.ladner@jasoks.org

Jefferson County
Susan Newell
1230 Walnut Street
Oskaloosa, KS 66066
785-863-2247
snewell@jfcountryks.com

Jewell County
Don Snyder
307 N. Commercial
Mankato, KS 66956-2095
785-378-4002
donsnyder@kans.com

Kearny County
Sheriff's Office
Box P
Lakin, KS 67860-0850
620-355-6211
dghorner@pld.com

11-2

5-12

Kingman County
Sheriff's Office
120 N. Spruce Street
Kingman, KS 67068-1647
620-532-5081
kmco911@yahoo.com

Kiowa County
Sheriff's Office
205 S Oak
Greensburg, KS 67054
620-723-4154
rstegman@gmail.com

Labette County
911 Director
P.O. Box 387
Oswego, KS 67356-0387
620-795-2565
bgrassl@labettecounty.com

Lane County
Communications Supervisor
P.O. Box 478
Dighton, KS 67839-0478
620-397-2828
lesodispatch@hotmail.com

City of Larned
Don Gaddert
417 Broadway
Larned, KS 67550
620-285-8500
larned1@cityoflarned.com

Leavenworth
Chuck Magaha
300 Walnut
Leavenworth, KS 66048
913-684-0455
cmagaha@leavenworthcounty.org

Lincoln County
County Clerk
216 E. Lincoln Avenue
Lincoln, KS 67455
785-524-4479

lcclerk@nckcn.com

Linn County
Sheriff's Office
P.O. Box 350
Mound City, KS 66056-0350
913-795-2229
ler913@embarqmail.com

Logan- Gove County
George Lies
710 W 2nd
Oakley, KS 67748
785-672-8918
lgemgt@ruraltel.net

Marshall County
Sheriff's Office
107 S. 13th Street
Marysville, KS 66508-1857
785-562-4550
msco911@yahoo.com

McPherson County
Dillard Webster
1177 W. Woodside Street
McPherson, KS 67460
620-245-1261
mcema@sbcglobal.net

Meade County
Sheriff's Office
P.O. Box 487
Meade, KS 67864
620-873-8765
mcox@meadeso.com

Miami County
Sheriff's Office
118 South Pearl
Paola, KS 66071
913-294-4444
miso900@miamicountykssheriff.org

Mitchell County
Communications Center
114 S. Campbell Avenue
Beloit, KS 67420-3201
785-738-3523

2-13

5-14

rschaefl@leo.gov

Morris County
Sheriff's Office
501 W. Main
Council Grove, KS 66846
620-767-6310
morrisco101@yahoo.com

Morton County
Mary Gilmore
County Clerk
P.O. Box 1116
Elkhart, KS 67950-1116
620-697-2157
mcch@elkhart.com

Nemaha County
Amy Lierz
212 N. 6th Street
Seneca, KS 66538-1718
785-336-2311
nmsheriff@bbwi.net

Neosho County
Sheriff's Office
P.O. Box 162
Erie, KS 66733-0162
620-244-3888
jimkeathneosho1@yahoo.com

Ness County
Sheriff's Office
221 W. Main Street
Ness City, KS 67560-1549
785-798-3611
sheriffbwhiplensso@hotmail.com

Norton County
Sheriff's Office
Box 70
Norton, KS 67564-0070
785-877-5780
ntso@ruraltel.net

Osage County
Sheriff's Office
P.O. Box 639
Lyndon, KS 66451-0639

785-828-3121
info@oscosherriff.org

Osborne County
Karyn Arnold
104 S. 5th Street
Osborne, KS 67473-2304
785-346-2001
obco911@yahoo.com

Ottawa County
911 Department
307 N. Concord Street. Ste. 170
Minneapolis, KS 67467
785-392-3600
rtillet@nckcn.com

Phillips County
Sheriff's Office
P.O. Box 504
Phillipsburg, KS 67661-0504
785-543-6885
plsheriff@ruraltel.net

Pottawatomie County
Dave Lamberson
P.O. Box 250
Westmoreland, KS 66549-0250
785-457-3353
dlamberson@ptsheriff.com

Pratt County
EMS Administrator
1001 E. 1st Street
Pratt, KS 67124
620-672-4130
emergency@prattcounty.org

Rawlins County 911
Director
607 Main
Atwood, KS 67730
785-626-3208
jr_peacock@hotmail.com

Republic County
Raymond Raney
1815 M Street
Belleville, KS 66935

21-2

5-16

785-527-7237
rc4@nckcn.com

Rice County
Josh Michaelis
101 W. Commercial
Lyons, KS 67554
620-257-2363
jmichaelis@rcsoks.org

Rooks County
Sheriff's Office
115 N. Walnut
Stockton, KS 67669
785-425-6312
deputy265@ruraltel.net

Rush County
Sheriff Ward Corsair
Box 495
LaCrosse, KS 67548-0495
785-222-2578
wcorsair@gbta.net

Russell County
Greg Rose
P.O. Box 825
Russell, KS 67665-0825
785-483-2121
greg@russellcity.org

Saline County
Wayne Pruitt
255 N. 10th
Salina, KS 67401-2149
785-826-7210
wayne.pruitt@salina.org

Scott County
Police Department
301 Court St.
Scott City, KS 67871
620-872-2133
scpd_29@yahoo.com

Seward County
911 Director
P.O. Box 1144
Liberal, KS 67905-1144

620-309-2025
911.fsimmons@swko.net

Sheridan County
Sheriff's Office
929 9th Street
Hoxie, KS 67740
785-675-3481
sdso@ruraltel.net

Sherman County
911 Director
204 W. 1st Street
Goodland, KS 67735-1533
785-890-4575
comdirector@goodlandks.us

Smith County
Emergency Management Director
218 S. Grant
Smith Center, KS 66967
785-282-5110
sm_county_clerk@wan.kdor.state.ks.us

Stafford County
Sheriff's Office
209 N. Broadway
St. John, KS 67576
620-549-3247
sheriff2@stjohnks.net

Stanton County
Edward Bezona
P.O. Box 520
Johnson City, KS 67855-0520
620-492-6866
sheriff@pld.com

Stevens County
Mike Schechter
109 Northwest Avenue
Hugoton, KS 67951
620-544-2052
firersq@pld.com

Sumner County
Jimmie Reed
501 N. Washington
Wellington, KS 67152

2-13

5-18

suco911@sutv.com

Thomas County
EMS/911 Director
1275 S. Franklin Avenue
Colby, KS 67701
785-460-4516
tcem@st-tel.net

Trego County
Director of Communications
525 Warren Avenue
WaKeeney, KS 67672-1809
785-743-5337
tregocommcenter@hotmail.com

Wabaunsee County
Sheriff's Office
215 Kansas Avenue
Alma, KS 66401-9797
785-765-2217
wbso@embarqmail.com

Wallace County
JoLynn Voth
Office Manager
P.O. Box 37
Sharon Springs, KS 67758-0037
785-852-4288
wacoso@fairpoint.net

Washington County
Sheila Ouellette
301 B Street
Washington, KS 66968-1902
785-325-2293
wcs2924@sbcglobal.net

Wichita County
Sheriff's Office
411 S 4th Street
Leoti, KS 67861
620-375-2723
leotiso@sunflowertelco.com

Wilson County
Kris Marple
County Manager
615 Madison, Room 208
Fredonia, KS 66736
620-378-3472
coordinator@twinmounds.com

Woodson County
David Wadell
Undersheriff
105 W. Rutledge
Yates Center, KS 66783
620-625-8640
sheriff@woodsoncounty.net

Michael Kennedy
Western Regional Manager
Kimball Consulting
PO Box 2164
Granite Bay, CA 95746
mike.kennedy@kimballcorp.com
916-797-1820

Barbara Vos
E911 Program Manager
Iowa Homeland Security & Emergency Mgmt
7105 NW 70th Ave
Camp Dodge Bldg W-4
Johnston IA 50131
Barbara.Vos@Iowa.gov
515-725-3288

Art Rios
Wireless E-911 Project Director
New Mexico
Art.Rios@state.nm.us
Bataan Memorial Building, Room 201
Santa Fe, NM 87501
505-827-4900

Linda D. Dodge
ITS Public Safety Program Coordinator
Joint Program Office
Linda.Dodge@dot.gov

P1-2

5-20

Websites:

New Mexico NG 911 Info.

<http://spb.nmdfa.state.nm.us/content.asp?CustComKey=201988&CategoryKey=201989&pn=Page&DomName=spb.nmdfa.state.nm.us>

Texas NG 911 Info.

http://www.911.state.tx.us/browse.php/9-1-1_faqs

Tennessee NG 911 Article

<http://www.policegrantshelp.com/technology/1291105-Tenn-gears-up-to-use-Internet-to-improve-911-calls/>

ESInet

Border Gateways

Hardware: Routers and firewall security software to interface with cellular/telematics/VOIP carriers

Border Control Software

Software: border control (Security)

ESRP (Emergency Services Routing Proxy) Servers

Hardware: servers for call processing.

Server Racks

Hardware

Servers to support Lost Local Database, Business Rules Database and Supportive Data –

Hardware: servers to support call processing and databases.

ESRP associated software

Software: call processing.

Lost software

Software: Database – FYI – Lost databases do not exist yet and require development; there is a “test” system in Texas. Local Database associated

Servers to support Local Validation Function and monitoring/management

Hardware : Servers for call processing.

Local Validation Function associated software

Software : Call processing

PSAP Workstation Function hardware/software

Workstation PC's and associated screens, keyboards, software, etc. at PSAP location.

Router connections

Services: Possibly a circuit to a carrier which is managed and monitored.

Selective Router gateways

Hardware/software: Now called Local Network Gateways (LNG) (recent NENA change) – Convert s CAMA trunks to IP calls and adds associated ANI/ALI information to the packet.

Data Management and Repository Services

Services: Managed databases.

PSAP IP Connectivity hardware

Miscellaneous: Category '5' wire, blocks, IP switches, etc.

VOIP Trunk Interface Kit

Hardware/Software: Local Network Gateway (LNG) interface module to convert CAMA to IP.

9-1-1 Entity IP

Regional ESnet connection Routers

Circuit charges – Circuit monitoring.

Regional ESnet connection Firewalls

Management of firewalls to make sure all patches are up to date

PSAP Router

Hardware: Router at PSAP location

PSAP Firewall

Hardware: Firewall at PSAP location

PSAP Workstations

Hardware: PC's for PSAP workstations

Deployment Costs

3rd Party Software

Microsoft licenses

Vendor Installation/Services

Services: Installation/setup/configuration, etc.

3rd Party Hardware

Hardware: mounts/converters/UPS, misc. gear.

22-2

5-23

Professional Services

Radio Integration Services

Services: Professional services/ radio over IP

Oversight

Services: Professional Services

Consulted with or reviewed information from the following contacts:

Michael Kennedy
Western Regional Manager
Kimball Consulting
PO Box 2164
Granite Bay, CA 95746
mike.kennedy@kimballcorp.com
916-797-1820

Barbara Vos
E911 Program Manager
Iowa Homeland Security & Emergency Mgmt
7105 NW 70th Ave
Camp Dodge Bldg W-4
Johnston IA 50131
Barbara.Vos@iowa.gov
515-725-3288

Art Rios
Wireless E-911 Project Director
New Mexico
Art.Rios@state.nm.us
Bataan Memorial Building, Room 201
Santa Fe, NM 87501
505-827-4900

Linda D. Dodge
ITS Public Safety Program Coordinator
Joint Program Office
Linda.Dodge@dot.gov

5-24

Websites

New Mexico NG 911 Info.

<http://spb.nmdfa.state.nm.us/content.asp?CustComKey=201988&CategoryKey=201989&pn=Page&DomName=spb.nmdfa.state.nm.us>

Texas NG 911 Info.

http://www.911.state.tx.us/browse.php/9-1-1_faqs

Tennessee NG 911 Article

<http://www.policegrantshelp.com/technology/1291105-Tenn-gears-up-to-use-Internet-to-improve-911-calls/>

422

5-25



State of Kansas

WIRELESS ENHANCED 911

ANNUAL REPORT

Submitted October 2008

5-26



State of Kansas

Wireless Enhanced 911 2008 Annual Report

Kansas Wireless Enhanced 911 Advisory Board Members

Diane Gage, Chair
Sedgwick County, PSAP over 15,000

Pat Thetford, Vice-Chair
Local Exchange Service Provider

Bob Boaldin, Morton County
Kansas Association of Counties Nominee

Don DeHaven, Harvey County
League of Kansas Municipalities Nominee

Kermit Crane, Shawnee County
Local Law Enforcement Representative

Mike Napolitano, Barton County
Local Fire/EMS

Jim Jarboe, Kearney County
PSAP Under 15,000

Dick Veach, Grant County
Wireless Carriers Industry

Captain Randy Moon
Kansas Highway Patrol

219-2

STATE OF KANSAS
WIRELESS ENHANCED 911 ANNUAL REPORT

BACKGROUND

The Kansas Wireless Enhanced 911 Advisory Board (KWEAB) was created in 2004 to oversee the Wireless Enhanced 911 Act. The Act, K.S.A. 12-5321 et seq, was passed in 2004 to assist local Public Safety Answering Points (PSAPs) in establishing wireless enhanced 911 services. Based on the law, a 50-cent fee was added per month per wireless subscriber account. The State of Kansas receives 25-cents of the fee and one-percent of the retail price for any prepaid wireless phones service sold to fund the Wireless Enhanced 911 state grant program (E911). In addition, the law authorized the Secretary of Administration to administer the provisions of the Wireless Enhanced 911 Act and the Secretary of Administration contracted with the Governor's Grants Program to provide the staffing and day-to-day management of the E911 state grant program. The Kansas Association of Counties (KAC) receives the other 25-cents and the (LKM) League of Kansas Municipalities disperses the money to local units of government based on the access line's zip-plus-four number.

The Wireless Enhanced 911 Act requires implementation of wireless enhanced 911 by 2010 throughout the State of Kansas. The KWEAB recognizes that the 2010 deadline for PSAPs is an ambitious goal. An in-depth review of the state's progress toward implementation of wireless enhanced 911 will be conducted in 2007 with possible recommendations to the Kansas Legislature during the 2008 Legislative Session.

The VoIP (Voice Over Internet Protocol) Act Enhanced 911 Act was passed in 2006. (K.S.A. 12-5351 et seq) A 50-cent fee is established for each VoIP service user. The law provides for the state to receive 25-cents of the fee to establish a grant program and the remaining 25-cents to be remitted to the local PSAPs by the KAC and the LKM which serve as the local collection point administrator.

The law also requires PSAPs to make a valid request to its wireless carriers for wireless enhanced 911 services by July 1, 2007. The law also allows the KWEAB to adopt rules and regulations regarding penalties for carriers not remitting the appropriate data and funds as required by law. The KWEAB adopted the following rule and regulations which went into effect September 21, 2007.

5-28

Wireless Enhanced 911—2008 Annual Report

State of Kansas

Department of Administration

Permanent Administrative Regulations

Article 64.—ADMINISTRATION OF WIRELESS AND VoIP ENHANCED 911 SERVICES

1-64-1. Delinquent status; penalties. (a)(1) A wireless carrier or a VoIP provider shall be deemed to be in delinquent status by the secretary or the secretary's duly authorized agent if the carrier's or provider's wireless enhanced 911 local fees and return, pursuant to K.S.A. 12-5331 or K.S.A. 12-5357 and amendments thereto, are not received by the local collection point administrator within 14 days after the due date.

(2) Any wireless carrier or VoIP provider may be deemed to be in delinquent status by the secretary or the secretary's duly authorized agent if the carrier's or provider's wireless enhanced 911 local fees and return, pursuant to K.S.A. 12-5331 or K.S.A. 12-5357 and amendments thereto, are substantially inconsistent with each other.

(b)(1) The local collection point administrator shall notify the secretary or the secretary's duly authorized agent of any wireless carrier or VoIP provider that has not submitted the carrier's or provider's wireless enhanced 911 local fees or a return within 14 days of the due date or that has submitted fees and a return that are substantially inconsistent with each other.

(2) If the secretary or the secretary's duly authorized agent determines that the carrier or provider is in delinquent status, a penalty shall be assessed by written order of the secretary or the secretary's duly authorized agent against the wireless carrier or the VoIP provider. This penalty shall be either \$50.00 or 10% of the wireless or VoIP enhanced 911 local fees due from that delinquent wireless carrier or VoIP provider to the local collection point administrator for the corresponding month, whichever is greater.

(3) Written notification of the penalty assessment, the violation, and the wireless carrier's or VoIP provider's right to appeal to the secretary or the secretary's duly authorized agent shall be issued to the wireless carrier or VoIP provider by the secretary or the secretary's duly authorized agent. Each penalty payment shall be remitted directly to the secretary or the secretary's duly authorized agent.

(4) If a wireless carrier or VoIP provider remains in delinquent status for 30 days or more after the date on which the wireless or VoIP enhanced 911 local fees and return were due, interest shall begin accruing on the fees at an annual rate of 10%.

(c) As provided by K.S.A. 12-5325 and K.S.A. 12-5354 and amendments thereto, any wireless carrier or VoIP provider that is assessed a penalty may request a hearing. The request for hearing shall specify the reason or reasons the wireless carrier or VoIP provider denies being in violation of the fee and return requirements pursuant to K.S.A. 12-5331 or K.S.A. 12-5357, and amendments thereto. (Authorized by K.S.A. 2006 Supp. 12-5325 and 12-5354; implementing K.S.A. 2006 Supp. 12-5325, 12-5331, 12-5354, and 12-5357; effective Sept. 21, 2007.)

Duane Goossen
Secretary of Administration

Doc. No. 034830

Wireless Enhanced 911—2008 Annual Report

The Federal Communications Commission (FCC) took action in support of public safety regarding wireless 911 calls. Through its efforts a seamless coordinated approach for emergency services was adopted and the FCC created the wireless 911 rules. These rules are aimed at improving the reliability of wireless 911 services and identifying the location of wireless callers. The FCC's wireless 911 rules apply to all cellular licensees, broadband Personal Communications Service (PCS) licensees and certain Specialized Mobile Radio (SMR) licensees.

The FCC rules are as follows:

Basic 911 Rules

Require wireless carriers to transmit all 911 calls to a Public Safety Answering Point (PSAP), regardless of whether the caller subscribes to the carrier's service or not.

Phase I Enhanced 911 (E911) Rules

Require wireless carriers, within six months of a valid request by a PSAP, to provide the PSAP with the telephone number of the originator of a wireless 911 call and the location of the cell site or base station transmitting the call.

Phase II E911 Rules

Require wireless carriers, within six months of a valid request by a PSAP, to begin providing more precise location information to PSAPs, specifically, the latitude and longitude of the caller. This information must meet FCC accuracy standards, generally, it must be accurate to within 50-300 meters (depending on the type of technology used).

WIRELESS ENHANCED FUNDING

PSAPs can apply for funding from the E911 grant program to implement wireless enhanced 911 services; purchase equipment or upgrade and modify equipment used solely to process the data elements of wireless enhanced 911 services; and maintain license fees for equipment and personnel training to operate equipment, including costs to train personnel to provide effective services to all users of the emergency telephone system who have communication disabilities. PSAPs that are eligible to apply are

- any county having a population of less than 75,000
- any city located within such county, or
- any two or more such counties or cities

Wireless Enhanced 911—2008 Annual Report

As reported by the Division of Accounts and Reports, the following amounts were collected from 25-cents of the 50-cent fee added per month per wireless subscriber account, from one percent of the retail price for any prepaid wireless phone service and from interest earned on the money collected. The following amounts were distributed in grant awards from the Wireless Enhanced 911 Grant Program:

Year	Amount Collected	Total of Grant Awards
SFY 2005	\$3,932,041.58	\$3,039,713 ¹
SFY 2006	\$5,156,508.46	\$5,077,930 ⁴
SFY 2007	\$6,003,915.23 ²	\$4,915,782
SFY 2008	\$6,351,174.29 ³	\$3,623,850

¹ Decatur County returned its grant funds in October 2005 for its 2005 grant award. Decatur County switched vendors and was not going to be ready to move forward with its grant award at the time.

² \$52,889.35 was collected from VoIP (Voice over Internet Protocols) providers.

³ \$88,302.22 was collected from VoIP (Voice over Internet Protocols) providers.

⁴ City of Larned's grant award was increased by \$9,878 to \$54,896. The KWEAB initially denied the City's request for a piece of equipment that was ordered prior to the grant period. However, the City was not billed for the equipment until the 2006 grant period. Labette County Emergency Communications' grant award was decreased by \$48,215 to \$29,559 because it chose not to purchase equipment it received approval to purchase.

Appendix B lists the PSAPs awarded grant funds for each year. The grant program is administered on the calendar year to coincide with the county fiscal year. Information regarding the E911 grant program can be found at <http://www.governor.ks.gov/grants/kweab.htm>.

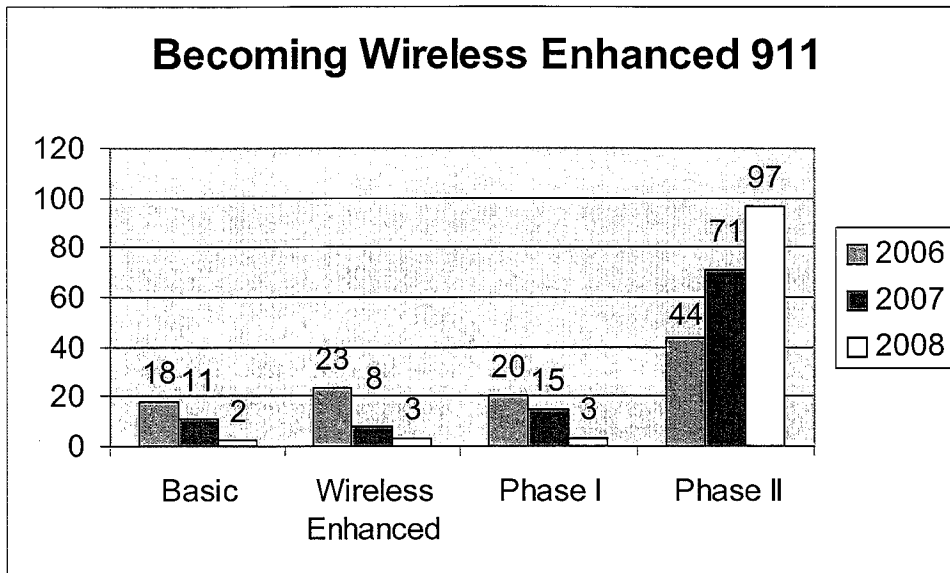
Local E911 Funds

According to the Local Collection Point Administrator the following amounts were collected and distributed from 25-cents of the 50-cent fee added per month per wireless subscriber account to be remitted to the local PSAPs:

Year	Amount Collected	Amount Remitted to Local PSAPs
SFY 2005	\$4,092,132.26	\$3,746,916.26
SFY 2006	\$4,624,454.31	\$4,457,068.59
SFY 2007	\$5,136,338.86	\$5,190,701.78
SFY 2008	\$5,657,594	\$5,520,312.06

Wireless Enhanced 911—2008 Annual Report

Each PSAP is required to submit a bi-annual report detailing the amount of the local funds received and how that money has been used for E911 services. Those reports are on file at the Governor's Grants Program.



PROGRESS TOWARD WIRELESS ENHANCED 911

Kansas has 117 PSAPs, including one PSAP operating in Fort Leavenworth. The following chart illustrates the progress of counties converting to Wireless Enhanced 911. Appendix A includes a map detailing the status of each county in its progress toward wireless enhanced 911. The map is reflective of the information as reported by each county. Appendix A also includes a listing of the PSAPs and their locations.

KANSAS WIRELESS ENHANCED ADVISORY BOARD (KWEAB) WORK

Since the KWEAB was formed in October 2004, it has held 13 board meetings. The KWEAB adopted the following goals and the activities have been updated for this report.

SHORT- AND LONG-TERM GOALS

Short-Term Goals:

- Provide grant funds for wireless enhanced 911 services in Kansas.

Objective: Develop grant application process.

5-32

Wireless Enhanced 911—2008 Annual Report

Activities: Developed grant application at KWEAB's November 8-9, 2004 meeting.
Mailed grant application for CY 2005 to all PSAPs in November 2004. Sent grant application notices to KAC, LKM and published in the Kansas Register. Applications were due January 14, 2005 at 5:00 p.m.

Updated CY 2006 grant application at May 10, 2005 meeting.

Mailed CY 2006 grant application to all PSAPs in June 2005. Sent grant application notices to KAC, LKM and published in the Kansas Register. CY 2006 grant applications were due October 3, 2005 at 5:00 p.m.

Updated CY 2007 grant application at the March 10, 2006 meeting.

Mailed CY 2007 grant application to all PSAPs in May 2006. Sent grant application notices to KAC, LKM and sent notice to all County Commissions. CY 2007 grant applications were due September 1, 2006 at 5:00 p.m.

Mailed CY 2008 grant applications to all PSAPs in June 2007. Sent grant application notices to KAC, LKM and sent notices to all County Commissions. CY 2008 grant applications were due September 7, 2007 at 5:00 p.m. The second round of CY 2008 grant applications were due February 1, 2008.

- Commit 100 percent of available funding during grant year if applicable.

Objective: Award grant funds to applicants with a comprehensive plan and E911 ready.

Activities: For CY 2005, 34 PSAPs received E911 state grant funding.
For CY 2006, 45 PSAPs received E911 state grant funding.
For CY 2007, 37 PSAPs received E911 state grant funding.
For CY 2008, 47 PSAPs received E911 state grant funding.

Wireless Enhanced 911—2008 Annual Report

- Initiate a communication process with municipalities to better understand delays in implementing wireless enhanced 911 services.

Objective: Work with communities to overcome their obstacles in implementing wireless enhanced 911.

Activities: Provide information to PSAP's inquiring about implementation of E911 services, such as referrals to similar size PSAP's that are operating wireless enhanced 911 services. Maintain periodic mailings to PSAP's to inquire about implementation issues and offer assistance. Encourage PSAP's to keep the KWEAB informed about implementation delays.

- Seek input from PSAPs regarding the process for distributing the grant program.

Objective: Develop state plan along with grant application process.

Activities: Seek input from PSAP programs regarding process.

CY 2006, 2007 and 2008 grant applications have been updated based on the KWEAB and PSAPs' input.

- Ensure that rural PSAP programs are provided technical assistance in establishing wireless enhanced 911 services.

Objective: Provide PSAPs with information on available training.

Activities: Work in conjunction with KAC and LKM regarding training efforts. Association of Public-Safety Communications Officials (APCO) International provided training on December 13, 2004, May 17, 2005, June 10, 2005 and April 25, 2006.

- Ensure that Kansas counties and municipalities are aware of the Kansas Wireless Enhanced 911 grant program.

Objective: Inform all PSAPs about E911 grant program.

Activities: Mailed grant applications to all PSAPs, chiefs, sheriffs, EMS units and posted on the Governor's website. Provided open grant application notice to the KAC, KLM and published in the Kansas Register.

5-34

Wireless Enhanced 911—2008 Annual Report

KAC and KLM staff provided training about wireless 911 services at the Annual Crime Victims' Rights Conference May 5, 2005 in Wichita, Kansas.

Governor's Grants Program staff provided training on the CY 2006 E911 grant application at the Association of Public-Safety Communications Officials (APCO) training on May 17, 2005 in Great Bend, Kansas.

Mailed CY 2006 grant application to all PSAPs on June 3, 2005. Sent grant application notices to KAC, LKM and published in the Kansas Register.

Governor's Grants Program staff provided training on the E911 grant process at the KAC annual conference, November 21, 2005 and November 20, 2006 in Topeka, Kansas.

Governor's Grants Program staff provided training on the CY 2007 E911 grant application at the Association of Public-Safety Communications Officials (APCO) training on April 25, 2006 in Junction City, Kansas.

- Encourage PSAPs ready to proceed to apply for E911 grant program funds to implement their wireless enhanced 911 services.

Objective: Provide funds to applicants that are E911 ready.

Activities: Awarded \$3,039,713 to 34 PSAPs in CY 2005.

Awarded \$5,116,267 to 45 PSAPs in CY 2006.

Awarded \$4,915,782 to 37 PSAPs in CY 2007.

Awarded \$3,623,850 to 47 PSAPs in CY 2008.

- Ensure PSAPs provide access to persons who have communication disabilities.

Objective: Ensure that all PSAPs are compliant with requirement.

Activities: Placed special condition on all PSAPs receiving 2005 grant awards to have a plan and submit information on providing services for callers with communication disabilities. Compliance

48-2

Wireless Enhanced 911—2008 Annual Report

reports also require that PSAPs have this capability.

CY 2006, 2007 and 2008 applications require applicants to state in their comprehensive plan how the project will address the needs of persons with communication disabilities.

Long-Term Goals:

- Promote projects in accordance with the state plan regarding Wireless Enhanced 911 services.

Objective: Work in conjunction with KAC, LKM and all PSAP programs regarding state plan.

Activities: KWEAB approved the State of Kansas' Wireless Enhanced 911 Implementation Plan at the May 10, 2005 meeting. The plan was mailed to all PSAP programs requesting their input in August 2005.

- Assist PSAPs in meeting the wireless enhanced 911 services' requirements in Kansas and remain steadfast in addressing the PSAPs' needs.

Objective: Create an open communication process with PSAP's regarding the wireless enhanced 911 services.

Activities: Sent communications to PSAP's regarding their responsibilities.

November 17, 2004 Memorandum regarding Reporting of Local Funds along with the Kansas Wireless Enhanced 911 Advisory Board Expenditure Report.

November 19, 2004 Memorandum regarding the Wireless Enhanced 911 Grant Application for Calendar Year 2005 with a copy of the application and a flier announcing grant training.

March 9, 2005 Memorandum regarding PSAPs submitting a valid request to their wireless service providers for wireless enhanced 911 services along with sample request letters from Nebraska and Indiana.

May 25, 2005 Memorandum requesting type of service PSAP is providing.

5-36

Wireless Enhanced 911—2008 Annual Report

June 3, 2005 Calendar Year 2006 Wireless Enhanced 911 Grant Applications were sent to all PSAPs along with an announcement about an APCO training on June 10, 2005 regarding technical assistance for implementing E911.

May 16, 2006 Calendar Year 2007 Wireless Enhanced 911 Grant Applications were sent to all PSAPs.

July 21, 2005 Memorandum regarding Calendar Year 2006 Wireless Enhanced 911 Grant Application was sent to all PSAPs which informed them of the application deadline, suggested they work with vendors and consultants to determine E911 status and needs, offered technical assistance regarding the application process and included a SBC Wireless E911 Phase I/II information packet.

October 27, 2005 Memorandum regarding web address of the Wireless Enhanced 911 Implementation Plan.

December 13, 2005 Memorandum second reminder sent regarding PSAPs submitting a valid request to their wireless service providers for wireless enhanced 911 services.

January 6, 2006 Memorandum regarding reporting of local funds along with a revised copy of the Kansas Wireless Enhanced 911 Advisory Board Expenditure Report.

May 16, 2006 Calendar Year 2007 Wireless Enhanced 911 Grant applications were sent to all PSAPs.

June 27, 2006 Memorandum regarding PSAPs submitting a valid request to their wireless service providers for wireless enhanced 911 services has been extended to July 1, 2007.

December 20, 2006 Memorandum to 2007 Kansas Wireless Enhanced 911 Grant Applicants regarding upcoming Grant Award Decisions.

March 12, 2007 Memorandum to 2007 Kansas Wireless Enhanced 911 Subgrantees regarding Reporting Requirements Training.

28-2

Wireless Enhanced 911—2008 Annual Report

April 9, 2007 Memorandum regarding PSAPs submitting a valid request to their wireless service providers for wireless enhanced 911 services by July 1, 2007.

June 21, 2007 Memorandum to County Commissioners regarding the 2008 State Wireless Enhanced 911 Grant Application.

- Assist in providing technical assistance to Kansas PSAP programs to ensure quality services and that PSAP programs meet necessary requirements and receive guidance on long-term maintenance of the wireless enhanced 911 services.

Objective: Work with other state and national entities regarding training efforts for establishing and maintaining E911 services.

Activities: Partner with KAC, LKM and APCO regarding training efforts.

APCO provided technical assistance training on December 13, 2004, May 17, 2005, June 10, 2005 and April 25, 2006.

Objective: Prepare PSAPs in meeting the June 30, 2010 statutory deadline and determining PSAPs needs for maintenance and enhancements, as well as new and advanced technologies and equipment.

- Adhere to state and federal laws regarding the state's wireless enhanced 911 services plan.

Objective: Follow K.S.A. 12-5321 and amendments thereto along with any federal laws for wireless enhanced 911 services.

Activities: Monitor state and federal laws to ensure the KWEAB continues to follow applicable laws in implementing and in administering the E911 grant program. The Kansas Legislative Committee on House Utilities received updated information on the Kansas Wireless Enhanced Advisory Board and the status of the state grant program for E911 services on February 4, 2005.

February 9, 2007 Kansas Legislative Post Audit Division released its Performance Audit Report regarding Wireless Enhanced 911: Reviewing Implementation of the 2004 Act. The Legislative Post Audit Division found that "Wireless E-911 fee moneys generally have been used as allowed by law."

92-12

Wireless Enhanced 911—2008 Annual Report

Recognize that wireless enhanced 911 services is a public safety issue and that all Kansans who use wireless services will be better served with wireless enhanced 911 services.

Objective: Work toward meeting the implementation of wireless enhanced 911 statewide by 2010.

Activities: Provide funding, training and technical assistance to ensure all PSAP's work toward meeting the 2010 deadline.

Year	# of PSAPS Receiving Funding	Amount of Funding Awarded
CY 2005	34	\$3,039,713
CY 2006	45	\$5,077,930
CY 2007	37	\$4,915,782
CY 2008	47	\$3,623,850

- Work in conjunction with the LKM and the KAC to educate Kansans regarding enhanced wireless 911 services.

Objective: Work with other state and national entities to let citizens know of enhanced wireless 911 services.

Activities: Develop communication materials to disseminate to communities throughout Kansas on how to use the enhanced wireless 911 services. Distributed SBC Wireless E911 Phase I/II information packet to all PSAPs.

KAC and KLM staff provided training about wireless 911 services at the Annual Crime Victims' Rights Conference on May 5, 2005 in Wichita, Kansas.

Provided training at the Annual Kansas Association of Counties conference November 21, 2005 and November 20, 2006.

25-2

5-39

Wireless Enhanced 911—2008 Annual Report

APPENDIX

Appendix A—Kansas maps detailing the status of each PSAP toward wireless enhanced 911 and location of PSAPs

Appendix B—Calendar Year 2005 Kansas Wireless Enhanced 911 Grant Program Subgrantees

Calendar Year 2006 Kansas Wireless Enhanced 911 Grant Program Subgrantees

Calendar Year 2007 Kansas Wireless Enhanced 911 Grant Program Subgrantees

Calendar Year 2008 Kansas Wireless Enhanced 911 Grant Program Subgrantees

APPENDIX A

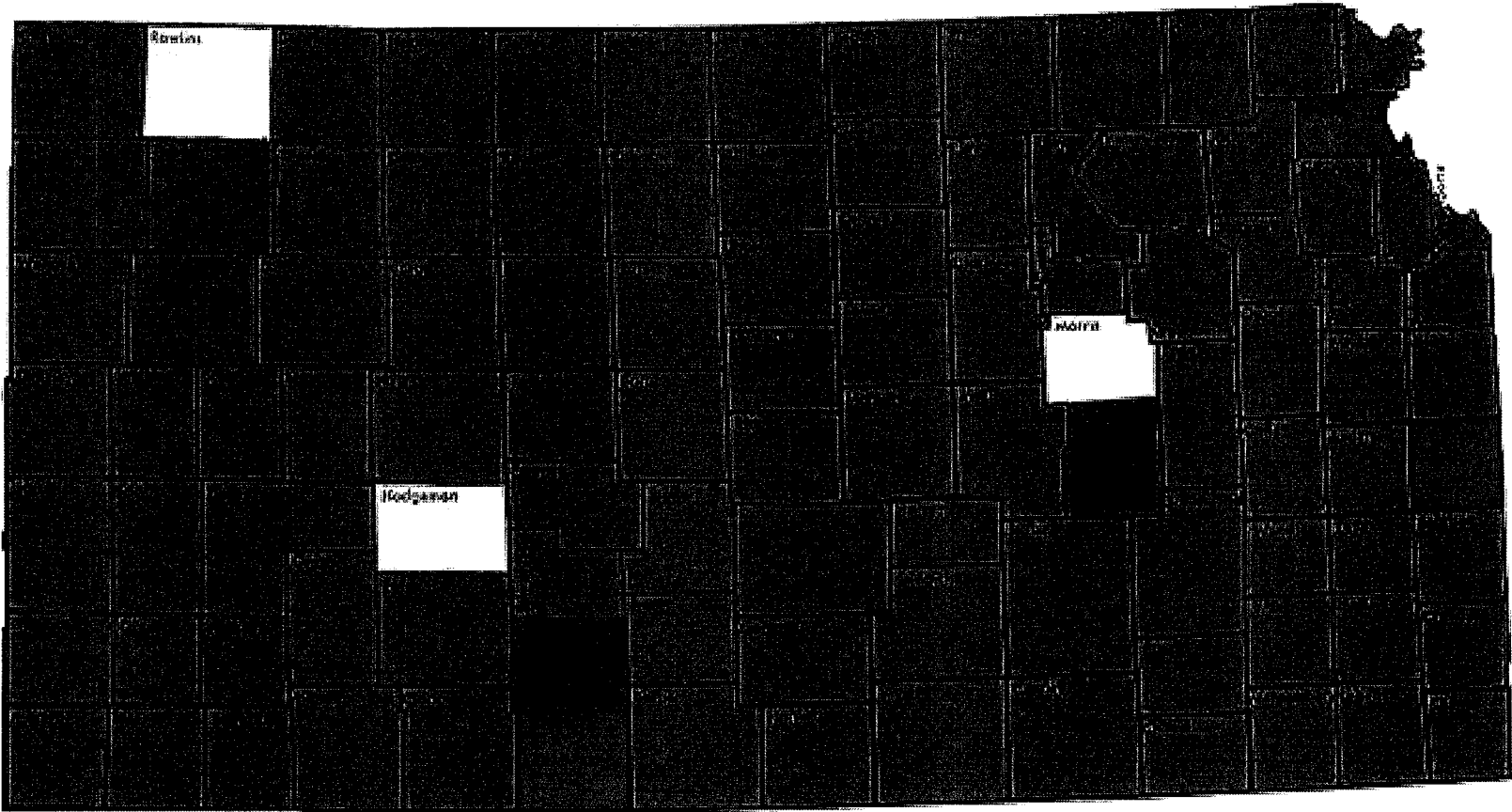
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5-41

24-5

Appendix A—2008 Kansas map detailing the status of each PSAP toward wirelessly enhanced 911 and location of PSAPs

SERVICE BY COUNTY



SERVICE AS REPORTED BY PSAPs
AS OF MAY 2006

BASIC
ENHANCED
PHASE I
PHASE II

2008

PSAP

Allen County
 Anderson County
 Atchison County
 Barber County
 Barton County
 Brown County
 Butler County
 City of Andover
 City of Arkansas City
 City of Augusta
 City of Concordia
 City of Emporia
 City of Fort Scott
 City of Garden City
 City of Horton
 City of Independence
 City of Larned
 City of Leavenworth
 City of Winfield
 Chase County
 Cherokee County
 Cheyenne County
 Clark County
 Clay County
 Coffey County
 Comanche County
 Crawford County
 Decatur County
 Dickinson County
 Doniphan County
 Douglas County
 Edwards County
 Elk County
 Ellis County
 Ellsworth County
 Ford County
 Fort Leavenworth
 Franklin County
 Geary County
 Gove County
 Graham County
 Grant County
 Gray County
 Greeley County
 Greenwood County
 Hamilton County
 Harper County
 Harvey County
 Haskell County
 Hodgeman County

Location

Iola
 Garnett
 Atchison
 Medicine Lodge
 Great Bend
 Hiawatha
 El Dorado
 Andover
 Arkansas City
 Augusta
 Concordia
 Emporia
 Fort Scott
 Garden City
 Horton
 Independence
 Larned
 Leavenworth
 Winfield
 Cottonwood Falls
 Columbus
 St. Francis
 Ashland
 Clay Center
 Burlington
 Coldwater
 Girard
 Oberlin
 Abilene
 Troy
 Lawrence
 Kinsley
 Howard
 Hays
 Ellsworth
 Dodge City
 Leavenworth
 Ottawa
 Junction City
 Gove
 Hill City
 Ulysses
 Cimarron
 Tribune
 Eureka
 Syracuse
 Anthony
 Newton
 Sublette
 Jetmore

PSAP

Jackson County
 Jefferson County
 Jewell County
 Johnson County
 City of Leawood
 City of Lenexa
 City of Olathe
 City of Overland Park
 City of Prairie Village
 City of Shawnee
 Kearny County
 Kingman County
 Kiowa County
 Labette County
 Lane County
 Leavenworth County
 Leavenworth, Fort
 Lincoln County
 Linn County
 Logan County
 Marion County
 Marshall County
 McPherson County
 Meade County
 Miami County
 Mitchell County
 Morris County
 Morton County
 Nemaha County
 Neosho County
 Ness County
 Norton County
 Osage County
 Osborne County
 Ottawa County
 Phillips County
 Pottawatomie County
 Pratt County
 Rawlins County
 Reno County
 Republic County
 Rice County
 Riley County
 Rooks County
 Rush County
 Russell County
 Saline County
 Scott County
 Sedgwick County
 Seward County

Location

Holton
 Oskaloosa
 Mankato
 Olathe
 Leawood
 Lenexa
 Olathe
 Overland Park
 Prairie Village
 Shawnee
 Lakin
 Kingman
 Greensburg
 Oswego
 Dighton
 Leavenworth
 Ft. Leavenworth
 Lincoln
 Mound City
 Oakley
 Marion
 Marysville
 McPherson
 Meade
 Paola
 Beloit
 Council Grove
 Elkhart
 Seneca
 Erie
 Ness City
 Norton
 Lyndon
 Osborne
 Minneapolis
 Phillipsburg
 Westmoreland
 Pratt
 Atwood
 Hutchinson
 Belleville
 Lyons
 Manhattan
 Stockton
 LaCrosse
 Russell
 Salina
 Scott City
 Wichita
 Liberal

PSAP

Shawnee County
Sheridan County
Sherman County
Smith County
Stafford County
Stanton County
Stevens County
Sumner County
Thomas County
Trego County
Unified Government
Wabaunsee County
Wallace County
Washington County
Wichita County
Wilson County
Woodson County

Location

Topeka
Hoxie
Goodland
Smith Center
St. John
Johnson City
Hugoton
Wellington
Colby
WaKeeney
Kansas City
Alma
Sharon Springs
Washington
Leoti
Fredonia
Yates Center

APPENDIX B

5-46

Appendix B—Kansas Wireless Enhanced 911 Grant Program Subgrantees

ENHANCED 911 STATE GRANT (E911)

CY 2005 SUBGRANTEES

The following Public Safety Answering Points (PSAPs) received state grant funds to implement wireless enhanced 911 services; purchase equipment or upgrade and modify equipment used solely to process the data elements of wireless enhanced 911 services; and maintain licensing fees for equipment and training of personnel to operate equipment, including costs to train personnel to provide effective services to all users of the emergency telephone system who have communication disabilities.

The information regarding the 2005 grant awards has been updated in this report to reflect changes in grant awards as determined by the Board.

County	Department	Funds Awarded
Allen	Allen County Kansas Emergency Communications Center	\$ 20,065
Atchison	Atchison County Communications Center	\$114,347
Barton	Barton County Communications	\$117,913
Butler	Butler County Emergency Communications	\$135,266
Clay	Clay County Sheriff's Department	\$137,492
Cloud	City of Concordia Police Department Communications	\$ 67,056
Comanche	Comanche County Sheriff's Office	\$ 30,000
Crawford	Crawford County 911 Service	\$ 27,435
Decatur	Decatur County Emergency Communications	\$ 75,873*
Dickinson	Dickinson County Emergency Communications	\$ 39,051
Ellis	Ellis County PSAP (Hays Police Department)	\$134,316
Geary	Junction City Police Department	\$ 91,358
Greenwood	Greenwood County Emergency 911 Department	\$ 40,875
Jackson	Jackson County Sheriff's Office	\$ 67,000
Kearny	Kearny County Sheriff's Department	\$225,568
Kingman	Kingman County 911	\$ 8,643
Lane	Lane County Sheriff's Office	\$ 44,950
Lincoln	Lincoln County	\$ 84,750
Logan	Logan – Gove County Emergency 911 Services	\$ 46,230
Marion	Marion County Emergency Communications	\$125,100
Mitchell	Mitchell County Communications Center	\$133,038
Osage	Osage County Sheriff's Department	\$205,462
Osborne	Osborne County Sheriff's Office	\$ 85,900
Ottawa	Ottawa County 911	\$107,777
Phillips	Phillips County Sheriff's Department	\$ 83,383
Pottawatomie	Pottawatomie County Sheriff's Department	\$ 80,800
Republic	Republic County Communications Center	\$107,055
Rice	Rice County Communications Center	\$ 67,366
Rush	Rush County Sheriff's Department	\$100,590
Russell	Russell County 911	\$ 93,961
Smith	Smith County Sheriff's Office	\$ 88,000
Thomas	Thomas County Law Enforcement Center	\$114,792
Wabaunsee	Wabaunsee County Sheriff's Office	\$ 75,764
Washington	Washington County 911 Communications	\$ 62,537

* Grant funds were returned in October 2005.

5-47

ENHANCED 911 STATE GRANT (E911)

CY 2006 SUBGRANTEES

The following Public Safety Answering Points (PSAPs) received state grant funds to implement wireless enhanced 911 services; purchase equipment or upgrade and modify equipment used solely to process the data elements of wireless enhanced 911 services; and maintain licensing fees for equipment and training of personnel to operate equipment, including costs to train personnel to provide effective services to all users of the emergency telephone system who have communication disabilities.

The information regarding the 2006 grant awards has been updated in this report to reflect changes in grant awards as determined by the Board.

County	Department	Funds Awarded
Anderson	Anderson County	\$133,768
Barber	Barber County Sheriff's Department	\$254,732
Bourbon	City of Fort Scott Police Department	\$182,703
Brown	Brown County Sheriff Office	\$103,858
Butler	Andover Police Department	\$ 11,809
Butler	Butler County Emergency Communications	\$ 68,861
Cherokee	Cherokee County 911 Mapping & Addressing	\$ 53,409
Clay	Clay County Sheriff's Department	\$ 69,220
Coffey	Coffey County Sheriff's Office	\$133,738
Comanche	Comanche County Sheriff's Office	\$ 30,000
Cowley	Cowley County 911	\$156,254
Crawford	Crawford County 911 Service	\$134,693
Dickinson	Dickinson County Emergency Communications	\$ 60,551
Doniphan	Doniphan County Sheriff's Office	\$115,816
Edwards	Edwards County Sheriff's Department	\$197,896
Elk	Elk County Sheriff's Department	\$ 76,930
Ford	Ford County Communications	\$ 97,314
Graham	Graham County Sheriff's Office	\$108,500
Greeley	Greeley County Sheriff's Office	\$231,480
Harper	Harper County 911	\$249,969
Harvey	Harvey County Communications	\$ 14,318
Haskell	Haskell County Sheriff's Office	\$244,904
Jefferson	Jefferson County 911 Communications	\$105,166
Kingman	Kingman County 911	\$277,391
Labette	Labette County Emergency Communications	\$ 77,774
Linn	Linn County Sheriff's Department	\$142,232
Logan	Logan – Gove County Emergency 911 Services	\$ 83,550
Marion	Marion County Emergency Communications	\$ 32,000
Marshall	Marshall County Sheriff's Department	\$ 3,331
Meade	Meade County Sheriff's Office	\$ 92,050
Mitchell	Mitchell County Communications Center	\$ 59,316
Neosho	Neosho County Sheriff's Department	\$120,619
Pawnee	City of Larned	\$ 45,018
Phillips	Phillips County Sheriff's Department	\$ 99,732
Republic	Republic County Communications Center	\$ 40,550
Riley	Riley County E911	\$ 60,955

Rush	Rush County Sheriff's Department	\$ 77,220
Scott	Scott County Sheriff's Department	\$ 85,584
Seward	Seward County Emergency Communications Center	\$153,456
Smith	Smith County Sheriff's Office	\$ 34,120
Stafford	Stafford County Sheriff's Department	\$165,396
Wabaunsee	Wabaunsee County Sheriff's Office	\$ 26,964
Wallace	Wallace County Sheriff's Office	\$226,742
Wichita	Wichita County Sheriff's Department	\$235,120
Woodson	Woodson County Sheriff's Office	\$141,278

2-28

5-49

ENHANCED 911 STATE GRANT (E911)

CY 2007 SUBGRANTEES

The following Public Safety Answering Points (PSAPs) received state grant funds to implement wireless enhanced 911 services; purchase equipment or upgrade and modify equipment used solely to process the data elements of wireless enhanced 911 services; and maintain licensing fees for equipment and training of personnel to operate equipment, including costs to train personnel to provide effective services to all users of the emergency telephone system who have communication disabilities.

The information regarding the 2007 grant awards has been updated in this report to reflect changes in grant awards as determined by the Board.

County	Department	Funds Awarded
Chautauqua	Chautauqua County Sheriff Department	\$200,000
Cheyenne	Cheyenne County	\$200,000
Clark	Clark County Sheriff's Department	\$187,287
Cloud	Concordia Police Department	\$ 79,377
Comanche	Comanche County Sheriff's Office	\$ 4,500
Decatur	Decatur County Emergency Communications	\$198,994
Elk	Elk County Sheriff's Department	\$115,084
Ellsworth	Ellsworth County	\$125,000
Franklin	Franklin County Sheriff's Department	\$130,707
Graham	Graham County Sheriff Office	\$ 23,575
Grant	Grant County	\$137,095
Gray	Gray County	\$ 93,878
Hamilton	Hamilton County Sheriff's Office	\$189,858
Hodgeman	Hodgeman County Sheriff's Office	\$200,000
Jewell	Jewell County	\$200,000
Kiowa	Kiowa County Sheriff	\$197,878
Labette	Labette County Emergency Communications	\$ 26,698
Lane	Lane County Sheriff's Office	\$ 48,100
Linn	Linn County	\$ 56,885
Marshall	Marshall County Sheriff Department	\$153,392
Morris	Morris County Sheriff's Department	\$120,628
Morton	Morton County Clerk	\$179,667
Neosho	Neosho County Sheriff's Department	\$ 11,213
Ness	Ness County Sheriff's Office	\$200,000
Norton	Norton County	\$195,583
Osborne	Osborne County Sheriff's Office	\$136,253
Pratt	Pratt County 911	\$146,006
Rawlins	Rawlins County	\$200,000
Rooks	Rooks County Sheriff's Department	\$150,896
Rush	Rush County Sheriff's Department	\$ 19,437
Sheridan	Sheridan County	\$200,000
Smith	Smith County Communications	\$ 63,697
Stafford	Stafford County Sheriff Department	\$ 22,585
Stanton	Stanton County Sheriff's Department	\$170,013
Stevens	Stevens County	\$165,194
Trego	Trego County Communications	\$193,008
Wilson	Wilson County	\$173,294

ENHANCED 911 STATE GRANT (E911)

CY 2008 SUBGRANTEES

The following Public Safety Answering Points (PSAPs) received state grant funds to implement wireless enhanced 911 services; purchase equipment or upgrade and modify equipment used solely to process the data elements of wireless enhanced 911 services; and maintain licensing fees for equipment and training of personnel to operate equipment, including costs to train personnel to provide effective services to all users of the emergency telephone system who have communication disabilities.

The information regarding the 2007 grant awards has been updated in this report to reflect changes in grant awards as determined by the Board.

County	Department	Funds Awarded
Allen	Allen County Sheriff's Department	\$ 83,274
Atchison	Atchison County Communications Center	\$116,849
Barber	Barber County Sheriff's Department	\$ 55,141
Butler	Butler County Emergency Communications	\$ 18,302
Chase	Chase County Sheriff's Department	\$152,600
Cherokee	Cherokee County Sheriff's Office	\$168,767
Cheyenne	Cheyenne County	\$ 26,333
Cloud	Concordia Police Department	\$ 63,004
Coffey	Coffey County Sheriff's Office	\$ 61,600
Crawford	Crawford County 911 Service	\$ 89,614
Decatur	Decatur County Emergency Communications	\$ 8,464
Dickinson	Dickinson County Emergency Communications	\$ 83,136
Elk	Elk County Sheriff's Department	\$118,388
Ellis	Ellis County PSAP	\$141,235
Ellsworth	Ellsworth County	\$ 72,641
Ford	Ford County Communications	\$138,404
Graham	Graham County Sheriff's Office	\$ 27,997
Grant	Grant County	\$ 61,763
Greenwood	Greenwood County Emergency 911 Department	\$216,624
Hamilton	Hamilton County Sheriff's Office	\$ 53,490
Harper	Harper County 911	\$ 56,335
Harvey	Harvey County Communications	\$174,661
Hodgeman	Hodgeman County Sheriff's Office	\$ 8,400
Jefferson	Jefferson County 911 Communications	\$ 45,799
Jewell	Jewell County	\$ 26,837
Labette	Labette County Emergency Communications	\$ 10,004
Lincoln	Lincoln County Sheriff's Office	\$ 53,198
Logan	Logan—Gove County Emergency 911 Services	\$106,353
Lyon	Emporia Police Department	\$101,999
Marion	Marion County Emergency Communications	\$ 27,413
Marshall	Marshall County Sheriff Department	\$ 7,381
Mitchell	Mitchell County Communications Center	\$ 24,855
Neosho	Neosho County Sheriff's Department	\$ 15,213
Ness	Ness County Sheriff's Office	\$ 24,313
Osage	Osage County Sheriff's Office	\$112,909
Osborne	Osborne County Sheriff's Office	\$129,131

02-2

5-51

Ottawa	Ottawa County 911	\$100,812
Phillips	Phillips County Sheriff's Department	\$114,898
Rice	Rice County Communications Center	\$190,520
Rooks	Rooks County Sheriff's Department	\$ 45,373
Rush	Rush County Sheriff's Department	\$ 68,947
Russell	Russell County 911	\$188,879
Sheridan	Sheridan County	\$ 24,802
Sherman	Sherman County Communications	\$ 10,854
Smith	Smith County Communications	\$ 39,479
Washington	Washington County 911 Communications	\$132,900
Wilson	Wilson County	\$ 23,959

Tower Access Lease Inquiries

KDOT

Company Name	Address	City	State	Zip	Contact Person	Phone #	Email Address	Status	Date	Location	Reason for Decline
Southern Star Central Gas Pipeline	PO Box 20010 (4700 Hwy 56, Owensboro KY 42301)	Owensboro	KY	42304-0010	Andrew H. Hodges or Charles J. Holmes	270-852-4423	Charles.J.Holmes@sscgp.com	Inactive	5/18/2006	Douglas Co Tower	Submitted the cost estimate for review, but never received a response from them.
Pixius Communications, LLC	1634 E Central Ave	Wichita	KS	67214	Ron Kastner, Dir of Business Operations	316-219-8557	rkastner@pixius.com	Declined	5/11/2006	Butler Co Tower	Said they could not afford it.
Faulk & Foster Real Estate for US Cellular	1811 Auburn Ave	Monroe	LA	71201	Stoney Goodman	318-376-6008 - cell	stoney.goodman@faulkandfoster.com	Inactive	5/2/2006	Ottawa Co Tower	Requested an application, but never submitted it
Prairie Windpower	3211 Clinton Pkwy CT, Suite 2	Lawrence	KS	66047	Bridget	785-856-5997		Inactive	9/30/2005	??	Requested an application, but never submitted it
Midwest Connection	Box 188	Paola	KS	66071	Rod Silver	913-294-5555		Inactive	12/3/2005	??	Requested an application, but never submitted it
Danny Lee	3424 Jayhawk Station	Lawrence	KS	66046		785-218-9665		Inactive	10/3/2005	??	Requested an application, but never submitted it
United Wireless Communications Inc	PO Box 117	Dodge City	KS	67801	Craig Mock, General Manager	620-227-8641	craigm@ucom.net	Declined	9/28/2005	Morton Co Tower & Kearny Co Tower	The company decided not to proceed before they had any cost information to review.
Alamosa PCS	7400 Jarboe St	Kansas City	MO	64114	Robert Godwin	773-209-2899		Inactive	10/24/2005	??	Requested an application, but never submitted it
Farmers State Bank	447 Harison	Lindsborg	KS	67456	Tammy Curtright, Vice President	620-245-1142	dcline@csiks.net tcurtright@fsb-online.com	Inactive	9/22/2005	McPherson Co Tower	Submitted the cost estimate for review, but never received a response from them.
CommNet Midwest LLC	400 Northridge Rd, Suite 130	Atlanta	GA	30350	Kent Sticha	720-733-5380	ksticha@commnetwireless.com	Declined	8/8/2007	Clay Co Tower & Wabaunsee Co Tower	The company decided not to proceed. They said they could not afford the annual rate.

Special Comm. On Utilities
 November 13, 2009
 Attachment 6-1

Tower Access Lease Inquiries by Private Companies

6-2

Montgomery County Public Works	PO Box 663	Independence	KS	67301	Robert Bever	620-330-1170	rbever@mgcountyks.org	Inactive	10/7/2008	Montgomery Co Tower	I had a meeting with several members of MG Co gov't agencies. I provided very rough cost estimates and a copy of the application. I never received a response from them.
United Telecom					Craig Mock	620-227-8127	craigm@unitedtelecom.net	Pending	8/19/2009	Kearny Co Tower	Gave the application to them, and they were going to supply additional information to us on their equipment. Have not received the info and have not heard back from them.

We have received several phone inquiries regarding the tower lease program, but usually after the initial conversation, the interested party says they cannot afford it, or that they want to think about it, etc. We direct people to our website to download the application, or we will mail or email it to them. For this reason, we do not collect the contact information of every phone inquiry.

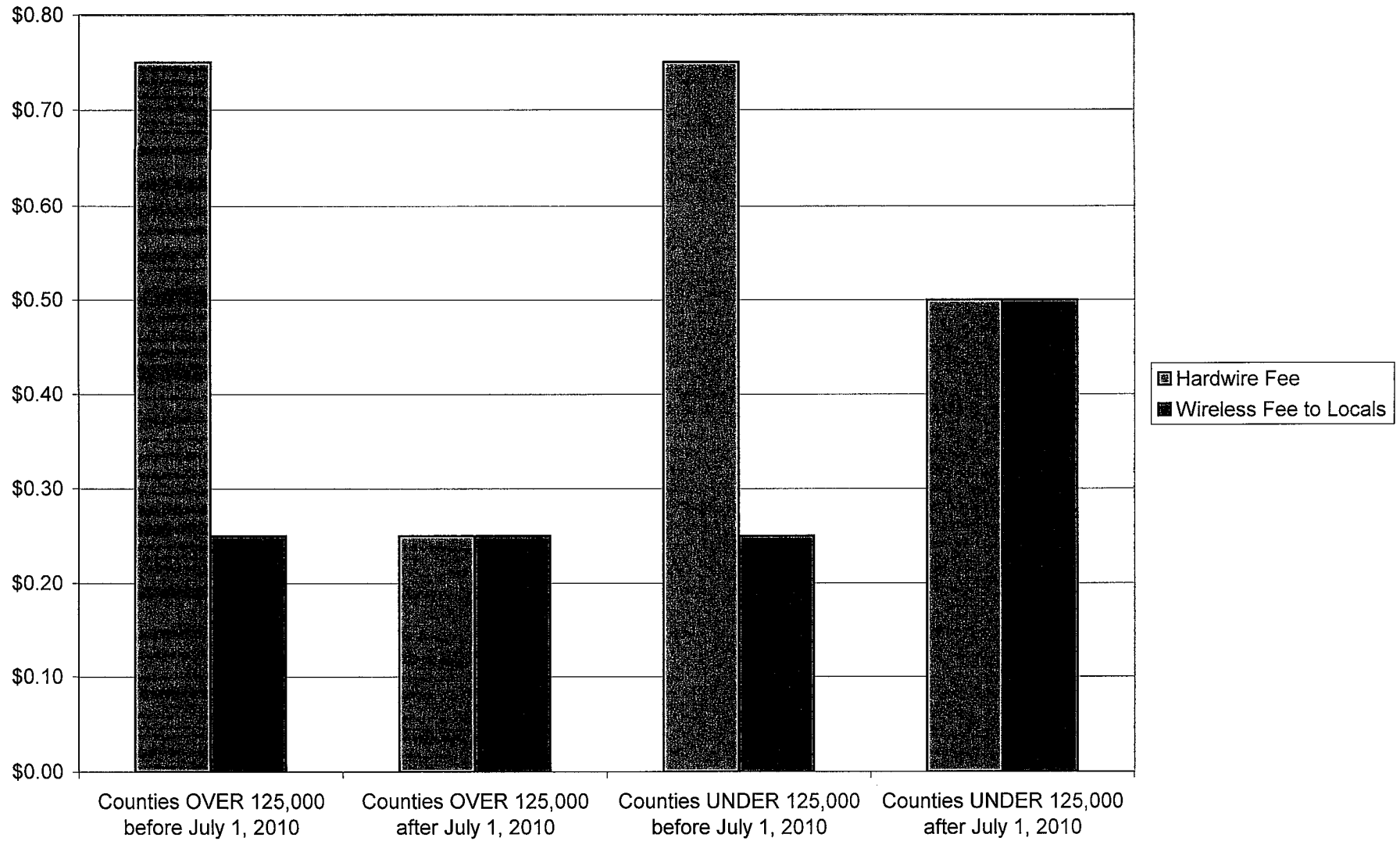
COMPARISON: CURRENT AND FUTURE STATUTORY COLLECTION/REMITTANCE OF E-911 FEES

Funds collected on:	Current	Effective July, 2010 per current statute
Land Line	\$.75 max all counties	\$.25 JO/SG/WY/SN \$.50 other 101 counties
Wireless	\$.50 statewide	\$.25 JO/SG/WY/SN \$.50 other 101 counties
Prepaid phones	1% of retail price collected by wholesaler	Fee expires
Funds distributed as follows:	Current	Effective July, 2010 per current statute
Land Line	100% locally to PSAPs	100% locally to PSAPs
Wireless	\$.25 direct to PSAPs and \$.25 to State for grants to PSAPs in counties less than 75,000 pop	\$.25 direct to PSAPs in JO/SG/WY/SN and \$.50 direct to PSAPs in other 101 counties
Prepaid phones	State distributes as part of grant fund	Fee expires Grant fund discontinued. Advisory Board discontinued. Wireless E-911 funds can be used for all statutory purposes in K.S.A. 12-5304
	Total amount collected \$20,844,394	Total amount collected \$13,265,421 (loss of \$7,578,973)

Special Comm. On Utilities
 November 13, 2009
 Attachment 7-1

17-2

Local PSAP Fees

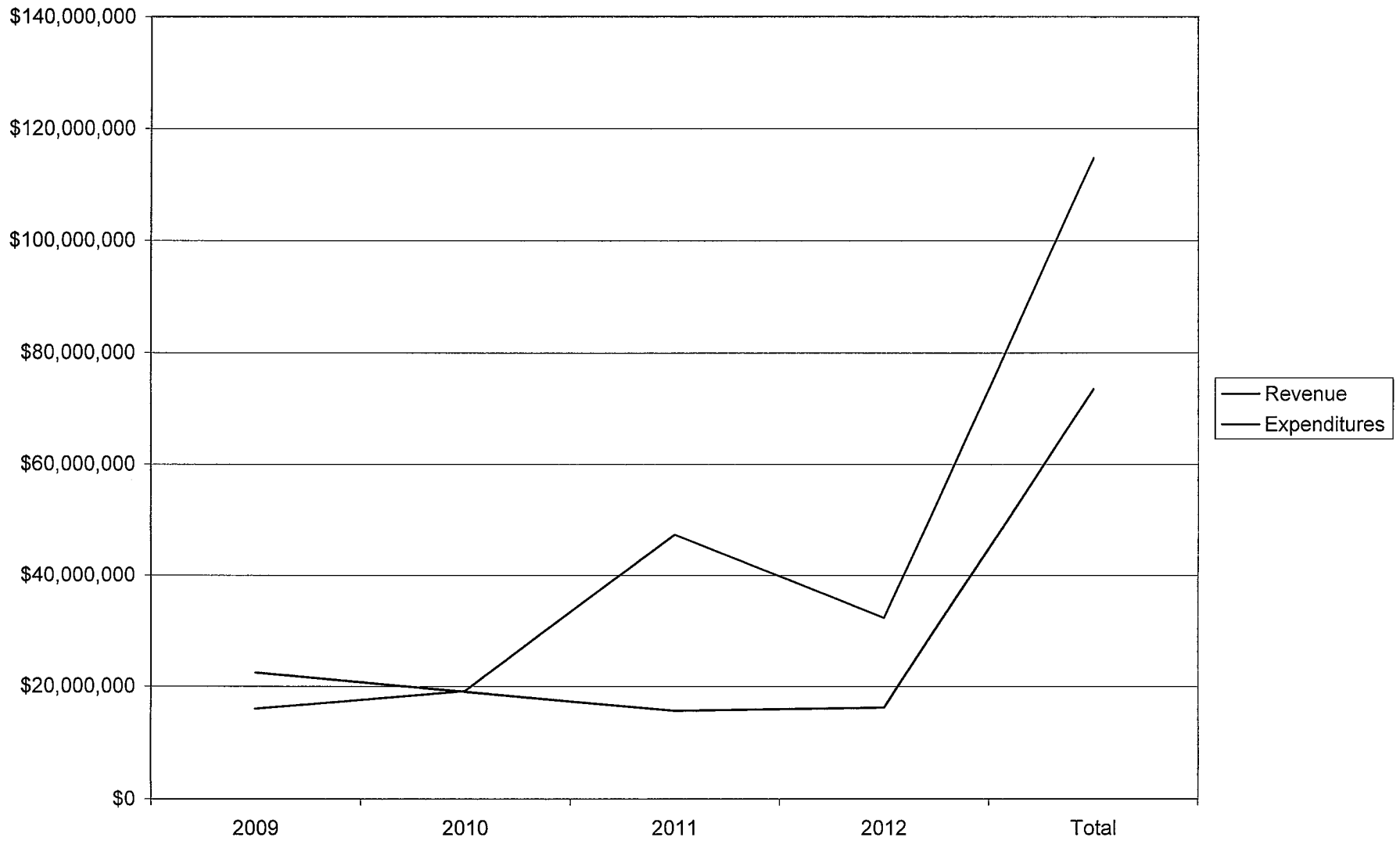


**Figure 3-4
 PSAPs That Would Need a Higher Wireless Fee
 Than Allowed After 2010 and 2012 to Cover
 Their Estimated Ongoing Operating Expenses**

PSAP Coverage Area	Location	Estimated 911 Fee Needed in 2011	Estimated 911 Fee Needed in 2013
Clark County	SW Kansas	\$1.18	\$1.24
Comanche County	SW Kansas	\$0.68	\$0.73
Rawlins County	NW Kansas	\$0.67	\$0.69
Stanton County	SW Kansas	\$0.66	\$0.69
Gray County	SW Kansas	\$0.58	\$0.66
Lane County	SW Kansas	\$0.62	\$0.64
Smith County	NW Kansas	\$0.62	\$0.62
Elk County	SE Kansas	\$0.58	\$0.58
Rush County	SW Kansas	\$0.56	\$0.56
Anderson County	SE Kansas	\$0.54	\$0.55
Coffey County	SE Kansas	--	\$0.54
Doniphan County	NE Kansas	--	\$0.51

Source: LPA analysis of projected revenues and estimated expenditures

Statewide E911 Revenues and Costs



**Joint Statement Between
PSAPs and Telecommunications Industry
November 11, 2009**

I. Fee to Customer (Agreement)

PSAPs believe that 60¢ on access lines and 1% on prepaid phones is appropriate. The industry would like to see the fee at 50¢ per access line and 1% for prepaid. In the interest of compromise, all parties will support legislation that sets the fee for both wireless and wireline devices at 55¢ per access line and 1% for prepaid. We further agree to support statutory language that asks the Legislature to review the fees in 5 years.

II. Administration Fee (Agreement)

- 2% retained by industry; 2% retained by LCPA
- This represents a reduction in administration fees. Current law allows for up to 7%. This proposal would cap administration fees at 4%.
- Regarding prepaid phones, the prepaid retailer would retain a 2% administrative fee and the Kansas Department of Revenue would retain a 1% fee.

III. Collection (Agreement)

- Single collection point (LCPA) for all funds
- Current statutory language would be retained regarding the method of collection (other than pre-paid)

IV. Distribution (Agreement)

- 45¢ distributed direct to PSAPs from LCPA
- 10¢ redistributed to PSAPs in counties under 75,000
- Prepaid goes to the grant fund

V. Grant Fund (Agreement)

- Administered by LCPA
- Purposes to include next generation planning and implementation; consolidation; cost-sharing; other statutorily allowed purposes

VI. Use of Monies (Agreement)

PSAPs support the inclusion of all costs related to the handling of an emergency phone call, both as it is received and it is dispatched. The telecommunications industry would like to see additional limitations placed on the use of 911 funds. In the interest of compromise, parties agree to support the current statutory limitations with the addition of the following: "Such costs shall also not include the cost to purchase subscriber radio equipment."

VII. Statewide Committee (Agreement)

- End current advisory committee
- Establish 911 Coordinating Council made up of technical and policy experts
- Functions to include: administration of grant fund; monitor 911 system statewide; develop plan for next generation implementation
- To be staffed and funded by LCPA

VIII. Cost Recovery for Carriers (Agreement)

The base bill agreed to by the parties will not include cost recovery for carriers (other than the administrative fee mentioned above). Sprint will propose and defend an amendment to seek cost recovery from the 911 funds. Parties will honor this agreement regardless of whether Sprint is successful in passing the amendment.

IX. Point of Sale for Prepaid (Agreement)

The base bill will include a provision to change the collect mechanism for prepaid wireless service to a point of sale collection.

X. Liability (Agreement)

- No statutory change necessary.
- K.S.A. 12-5331 (for wireless) and 12-5302(g) (for wireline) provide that there is no obligation to take any legal action to enforce payment; K.S.A. 12-5333 (for wireless) and 12-5308 (for wireline) provides immunity for PSAPs, carriers, and governing bodies from any liability for damages resulting from the performance of installing, maintaining or providing wireless enhanced service.

XI. Audits and Review (Agreement)

- Yearly audits of LCPA
- Legislative Post Audit with reports to the Coordinating Council and Legislature every year
- Maintain current audit authority for industry

XII. Language Modifications for Consistency (Agreement)

- Rewrite language for consistency (“place of primary use;” “subscriber” definition, etc.)
- Records retention for 3 years for both wireless and wireline

XIII. Start Date (Agreement)

- Extend current statutes through December 31, 2010.
- Begin new system January 1, 2011.
- Include language in statute that there will be no collection penalties during the first 12 months for companies working in good faith with the LCPA to provide data and monies centrally.

Local Fee	Redistribution	Fee to Customer				
0.45	0.10	\$0.55				
	Est. Total Units	Local Fee	Redistribution	Estimated Monthly Total	Estimated Yearly Total	Current Yearly Total
Deeley County	1076	\$464.83	\$3,154.91	\$3,619.74	\$43,436.91	\$4,387.56
Wallace County	1395	\$602.64	\$3,154.91	\$3,757.55	\$45,090.61	\$6,204.12
Comanche County	2147	\$927.50	\$3,154.91	\$4,082.41	\$48,988.98	\$12,263.10
Hodgeman County	2389	\$1,032.05	\$3,154.91	\$4,186.96	\$50,243.51	\$13,610.88
Wichita County	2535	\$1,095.12	\$3,154.91	\$4,250.03	\$51,000.37	\$14,870.34
Stanton County	2573	\$1,111.54	\$3,154.91	\$4,266.45	\$51,197.36	\$4,183.62
Elk County	2623	\$1,133.14	\$3,154.91	\$4,288.05	\$51,456.56	\$16,728.90
Clark County	2715	\$1,172.88	\$3,154.91	\$4,327.79	\$51,933.49	\$15,235.92
Morton County	2930	\$1,265.76	\$3,154.91	\$4,420.67	\$53,048.05	\$16,795.20
Kiowa County	2976	\$1,285.63	\$3,154.91	\$4,440.54	\$53,286.51	\$16,397.16
Lane County	3079	\$1,330.13	\$3,154.91	\$4,485.04	\$53,820.47	\$16,518.18
Cheyenne County	3173	\$1,370.74	\$3,154.91	\$4,525.65	\$54,307.76	\$18,376.20
Sheridan County	3210	\$1,386.72	\$3,154.91	\$4,541.63	\$54,499.57	\$17,182.08
Trego County	3300	\$1,425.60	\$3,154.91	\$4,580.51	\$54,966.13	\$20,107.02
Edwards County	3304	\$1,427.33	\$3,154.91	\$4,582.24	\$54,986.87	\$18,621.96
Jewell County	3499	\$1,511.57	\$3,154.91	\$4,666.48	\$55,997.75	\$20,952.66
Hamilton County	3519	\$1,520.21	\$3,154.91	\$4,675.12	\$56,101.43	\$15,061.32
Woodson County	3580	\$1,546.56	\$3,154.91	\$4,701.47	\$56,417.65	\$20,178.78
Decatur County	3599	\$1,554.77	\$3,154.91	\$4,709.68	\$56,516.15	\$19,949.82
Logan County	3603	\$1,556.50	\$3,154.91	\$4,711.41	\$56,536.88	\$17,210.34
Lincoln County	3637	\$1,571.18	\$3,154.91	\$4,726.09	\$56,713.14	\$19,910.04
Chase County	3763	\$1,625.62	\$3,154.91	\$4,780.53	\$57,366.32	\$24,152.82
Gove County	3850	\$1,663.20	\$3,154.91	\$4,818.11	\$57,817.33	\$22,027.02
Graham County	4081	\$1,762.99	\$3,154.91	\$4,917.90	\$59,014.83	\$21,451.74
Wabaunsee County	4217	\$1,821.74	\$3,154.91	\$4,976.65	\$59,719.86	\$18,754.92
Rush County	4341	\$1,875.31	\$3,154.91	\$5,030.22	\$60,362.67	\$23,264.52
Training Fund	4492	\$1,940.54	\$0.00	\$1,940.54	\$23,286.53	\$13,206.48
Smith County	4842	\$2,091.74	\$3,154.91	\$5,246.65	\$62,959.86	\$26,731.20
Ness County	4890	\$2,112.48	\$3,154.91	\$5,267.39	\$63,208.69	\$26,302.68
Meade County	4905	\$2,118.96	\$3,154.91	\$5,273.87	\$63,286.45	\$25,868.04
Kearny County	4914	\$2,122.85	\$3,154.91	\$5,277.76	\$63,333.11	\$7,979.16
Stafford County	4928	\$2,128.90	\$3,154.91	\$5,283.81	\$63,405.68	\$27,074.94
Phillips County	4984	\$2,153.09	\$3,154.91	\$5,308.00	\$63,695.99	\$35,396.34
Stevens County	5058	\$2,185.06	\$2,971.90	\$5,156.95	\$61,883.46	\$22,633.38
Chautauqua County	5293	\$2,286.58	\$2,971.90	\$5,258.47	\$63,101.70	\$33,947.46
Doniphan County	5362	\$2,316.38	\$2,971.90	\$5,288.28	\$63,459.39	\$19,576.02

8-4

	Est. Total Units	Local Fee	Redistribution	Estimated Monthly Total	Estimated Yearly Total	Current Yearly Total
Osborne County	5369	\$2,319.41	\$2,971.90	\$5,291.31	\$63,495.68	\$29,365.32
Haskell County	5412	\$2,337.98	\$2,971.90	\$5,309.88	\$63,718.59	\$31,291.56
Public County	5539	\$2,392.85	\$2,971.90	\$5,364.75	\$64,376.96	\$31,937.64
Earned City	5710	\$2,466.72	\$2,971.90	\$5,438.62	\$65,263.42	\$26,525.82
Scott County	6218	\$2,686.18	\$2,971.90	\$5,658.07	\$67,896.90	\$32,291.64
Barber County	6330	\$2,734.56	\$2,971.90	\$5,706.46	\$68,477.50	\$36,032.70
Anderson County	6341	\$2,739.31	\$2,971.90	\$5,711.21	\$68,534.53	\$37,270.98
Rooks County	6476	\$2,797.63	\$2,971.90	\$5,769.53	\$69,234.37	\$35,043.90
Washington County	6568	\$2,837.38	\$2,971.90	\$5,809.27	\$69,711.30	\$37,235.40
Morris County	6604	\$2,852.93	\$2,971.90	\$5,824.83	\$69,897.92	\$36,232.26
Phillips County	6610	\$2,855.52	\$2,971.90	\$5,827.42	\$69,929.02	\$25,802.46
Norton County	6641	\$2,868.91	\$2,971.90	\$5,840.81	\$70,089.73	\$35,850.18
Mitchell County	6796	\$2,935.87	\$2,971.90	\$5,907.77	\$70,893.25	\$34,396.98
Ellsworth County	6838	\$2,954.02	\$2,971.90	\$5,925.91	\$71,110.98	\$37,835.28
Kingman County	7074	\$3,055.97	\$2,971.90	\$6,027.87	\$72,334.40	\$35,838.48
Greenwood County	7129	\$3,079.73	\$2,971.90	\$6,051.63	\$72,619.52	\$40,636.08
Gray County	7278	\$3,144.10	\$2,971.90	\$6,115.99	\$73,391.94	\$38,947.08
Ottawa County	7597	\$3,281.90	\$2,971.90	\$6,253.80	\$75,045.63	\$43,684.56
Concordia City	7682	\$3,318.62	\$2,971.90	\$6,290.52	\$75,486.27	\$33,311.28
Sherman County	7686	\$3,320.35	\$2,971.90	\$6,292.25	\$75,507.01	\$43,103.88
Augusta City	8074	\$3,487.97	\$2,971.90	\$6,459.87	\$77,518.40	\$43,390.14
Harper County	8091	\$3,495.31	\$2,971.90	\$6,467.21	\$77,606.53	\$37,774.80
Wilson County	8392	\$3,625.34	\$2,971.90	\$6,597.24	\$79,166.91	\$45,458.28
Russell County	8646	\$3,735.07	\$2,971.90	\$6,706.97	\$80,483.65	\$45,986.88
Clay County	9047	\$3,908.30	\$2,971.90	\$6,880.20	\$82,562.43	\$48,396.00
Nemaha County	9178	\$3,964.90	\$2,971.90	\$6,936.79	\$83,241.54	\$55,035.06
Thomas County	9310	\$4,021.92	\$2,971.90	\$6,993.82	\$83,925.82	\$52,574.94
Linn County	9412	\$4,065.98	\$2,971.90	\$7,037.88	\$84,454.59	\$52,723.32
Coffey County	9736	\$4,205.95	\$2,971.90	\$7,177.85	\$86,134.21	\$50,415.60
Brown County	9811	\$4,238.35	\$2,971.90	\$7,210.25	\$86,523.01	\$50,696.70
Grant County	10522	\$4,545.50	\$2,523.93	\$7,069.43	\$84,833.19	\$31,205.82
Pratt County	10897	\$4,707.50	\$2,523.93	\$7,231.43	\$86,777.19	\$59,858.64
Rice County	10978	\$4,742.50	\$2,523.93	\$7,266.42	\$87,197.10	\$59,490.78
Marshall County	11219	\$4,846.61	\$2,523.93	\$7,370.54	\$88,446.44	\$65,150.34
Marion County	12444	\$5,375.81	\$2,523.93	\$7,899.74	\$94,796.84	\$69,406.32
son County	12685	\$5,479.92	\$2,523.93	\$8,003.85	\$96,046.18	\$69,327.06
Allen County	13515	\$5,838.48	\$2,523.93	\$8,362.41	\$100,348.90	\$73,627.68
Andover City	15552	\$6,718.46	\$2,523.93	\$9,242.39	\$110,908.71	\$102,371.76
Neosho County	15676	\$6,772.03	\$2,523.93	\$9,295.96	\$111,551.53	\$75,569.34

8-5

	Est. Total Units	Local Fee	Redistribution	Estimated Monthly Total	Estimated Yearly Total	Current Yearly Total
Osage County	16117	\$6,962.54	\$2,523.93	\$9,486.47	\$113,837.67	\$85,792.26
Fort Scott City	16254	\$7,021.73	\$2,523.93	\$9,545.66	\$114,547.88	\$93,194.34
Phison County	17417	\$7,524.14	\$2,523.93	\$10,048.07	\$120,576.87	\$98,946.66
Leavenworth City	17521	\$7,569.07	\$2,523.93	\$10,093.00	\$121,116.01	\$51,511.74
Prairie Village City	18085	\$7,975.49	\$2,523.93	\$10,499.41	\$125,992.96	\$53,169.90
Jefferson County	18948	\$8,185.54	\$2,523.93	\$10,709.46	\$128,513.58	\$96,575.76
Cherokee County	19110	\$8,255.52	\$2,523.93	\$10,779.45	\$129,353.38	\$106,045.08
Dickinson County	20496	\$8,854.27	\$2,360.04	\$11,214.31	\$134,571.71	\$110,180.52
Labette County	21046	\$9,091.87	\$2,360.04	\$11,451.91	\$137,422.91	\$115,160.82
Seward County	21501	\$9,288.43	\$2,360.04	\$11,648.47	\$139,781.63	\$113,620.02
Sumner County	23700	\$10,238.40	\$2,360.04	\$12,598.44	\$151,181.25	\$129,696.24
Pottawatomie County	25350	\$10,951.20	\$2,360.04	\$13,311.24	\$159,734.85	\$116,864.16
Franklin County	26352	\$11,384.06	\$2,360.04	\$13,744.10	\$164,929.21	\$134,069.22
Leawood City	26390	\$11,400.48	\$0.00	\$11,400.48	\$136,805.76	\$77,586.60
Arkansas City/Winfield	26945	\$11,640.24	\$2,360.04	\$14,000.28	\$168,003.33	\$113,208.84
Geary County	27496	\$11,878.27	\$2,360.04	\$14,238.31	\$170,859.71	\$98,484.96
Emporia City	27609	\$11,927.09	\$2,360.04	\$14,287.13	\$171,445.50	\$121,936.08
Independence City	29039	\$12,544.85	\$2,360.04	\$14,904.89	\$178,858.62	\$128,224.92
Ford County	29746	\$12,850.27	\$2,360.04	\$15,210.31	\$182,523.71	\$157,288.68
Barton County	30571	\$13,206.67	\$1,922.99	\$15,129.67	\$181,555.98	\$161,913.96
McPherson County	32210	\$13,914.72	\$1,922.99	\$15,837.71	\$190,052.56	\$168,205.20
Miami County	33103	\$14,300.50	\$1,922.99	\$16,223.49	\$194,681.87	\$171,963.84
Ellis County	33575	\$14,504.40	\$1,922.99	\$16,427.39	\$197,128.72	\$167,915.70
Garden City	33591	\$14,511.31	\$1,922.99	\$16,434.31	\$197,211.66	\$176,052.84
Harvey County	34124	\$14,741.57	\$1,922.99	\$16,664.56	\$199,974.74	\$177,565.32
Crawford County	37042	\$16,002.14	\$1,922.99	\$17,925.14	\$215,101.65	\$201,851.76
Shawnee City	43188	\$18,657.22	\$0.00	\$18,657.22	\$223,886.59	\$126,972.72
Butler County	43740	\$18,895.68	\$1,922.99	\$20,818.67	\$249,824.08	\$229,118.88
Riley County	45589	\$19,694.45	\$1,922.99	\$21,617.44	\$259,409.30	\$187,823.40
Lenexa City	46204	\$19,960.13	\$0.00	\$19,960.13	\$239,521.54	\$135,839.76
Leavenworth County	51003	\$22,033.30	\$1,922.99	\$23,956.29	\$287,475.47	\$298,939.98
Saline County	58888	\$25,439.62	\$1,922.99	\$27,362.61	\$328,351.31	\$320,540.22
Reno County	58982	\$25,480.22	\$1,922.99	\$27,403.22	\$328,838.61	\$306,163.50
Douglas County	78692	\$33,994.94	\$0.00	\$33,994.94	\$407,939.33	\$313,188.72
Olathe City	96583	\$41,723.86	\$0.00	\$41,723.86	\$500,686.27	\$283,954.02
ified Govt Wyco	144382	\$62,373.02	\$0.00	\$62,373.02	\$748,476.29	\$800,851.50
Overland Park City	151343	\$65,380.18	\$0.00	\$65,380.18	\$784,562.11	\$444,948.42
Shawnee County	194569	\$84,053.81	\$0.00	\$84,053.81	\$1,008,645.70	\$1,034,774.46
Johnson County	372897	\$161,091.50	\$0.00	\$161,091.50	\$1,933,098.05	\$1,664,087.76

8-6

	Est. Total Units	Local Fee	Redistribution	Estimated Monthly Total	Estimated Yearly Total	Current Yearly Total
Sedgwick County	489414	\$211,426.85	\$0.00	\$211,426.85	\$2,537,122.18	\$2,643,459.72
				Sub-total	\$19,039,586.65	\$14,481,893.34
				Pre-Paid 1%	\$360,000.00	
				Current Grant Fund		\$6,362,490.64
Total Wireless Units	1839901			Total Statewide Revenue	\$19,399,586.65	\$20,844,383.98
Total Wireline Units	1164776					
	3004677			Difference	-\$1,444,797.33	
PLEASE NOTE: ALL FIGURES ARE ESTIMATES AND WILL CHANGE BASED UPON ACTUAL DOLLARS RECEIVED.						

 Sprint

Together with NEXTEL



Sprint Nextel
6450 Sprint Parkway
Overland Park, KS 66251
Mailstop: KSOPHN212-2A353

Patrick R. Fucik
Director, Central Region
State Government Affairs
913-315-9155

**Testimony of Sprint Nextel
Before the Special Committee on Utilities
Presented by Patrick Fucik
November 13, 2009**

Thank you Mr. Chairman and members of the Committee for the opportunity to present comments regarding the proposed changes to the Kansas E911 statute. My name is Patrick Fucik and I am the Director of State Government Affairs in the West Region for Sprint Nextel. Let me begin by saying that Sprint supports the continuation of the existing 911 funding mechanisms to provide the necessary funding to counties and PSAPs for this vital public safety tool.

I want to thank the municipal, PSAP, and county representatives that have met with industry representatives over the last several months to discuss the proposed changes to the E911 statute. As you have already heard, we have agreed on the majority of the issues that parties brought to the table for inclusion in a bill next year.

However, there is one issue that Sprint will put forth separately for consideration and that was discussed during testimony on SB 48 earlier this year. That is the issue of authority for wireless carriers to recover Phase I costs incurred in the ongoing delivery of E911 services in Kansas.

Just as some carriers are seeking parity in the amount of the 911 surcharge imposed on wireline customers, Sprint believes there should be parity in the ability of wireless carriers to recover our costs for connection to the Local Exchange Carrier for Phase I deployment. Currently, wireline carriers are able to recover their LEC connection costs through tariffed rates directly from the PSAP. Wireless carriers do not have that ability. The only option that wireless carriers have to recover our ongoing cost associated with Phase 1 in Kansas is to assess an additional charge on our customers. Given the already high rate of taxation on wireless services nationwide and in Kansas, and the proposed 5 cent E911 fee increase contained in the 2010 proposal previously discussed, adding an additional surcharge on our customers for cost recovery in Kansas is not something that Sprint supports. Sprint is currently able to collect our Phase I costs in 23 states from funds collected through E911 surcharges in those states. We would like that authority in Kansas.

Sprint continues to spend resources in three major areas related to Phase I E911 delivery on a monthly basis which causes revenue shortfalls if not allowed the opportunity to recover:

- a. Contractual obligation to a 3rd Party Vendor for ongoing monthly costs for Automatic Number Identification (ALI) Gateway, database and support expense.
- b. Sprint E911 engineering support to the PSAP community for ongoing implementation for Phase I as well as support for network outages.
- c. Local Exchange Carriers expenses for connectivity to the Selective Router which includes monthly charges for trunks and routes connecting points.

Sprint believes that revenues generated from the current \$0.50 surcharge imposed on wireless carriers should provide funding to support the implementation of E911 throughout Kansas including costs borne by the PSAPs and carriers. Adjusting that rate to \$0.55 as proposed in the agreement reached between the PSAPs and

Special Comm. On Utilities

November 13, 2009

Attachment 9-1

industry maintains current funding levels for the PSAPs but does not earmark any funding for wireless carrier cost recovery.

Sprint proposes that the Committee consider earmarking a portion of the revenues generated from the point of sale E911 fee on prepaid products for wireless carrier cost recovery and earmarking the other portion of those new funds for PSAPs. The point of sale fee on prepaid is forecasted by industry to generate approximately \$1.3 million in E911 funds annually. Earmarking a portion of those new revenues for wireless carrier cost recovery will still provide additional funding to PSAPs but at the same time eliminate the need for Sprint to impose a new fee on its customer's bills to generate funds for Phase 1 cost recovery.

I look forward to a continued dialog with members of the Committee and other interested parties on this issue. Thank you for allowing me this time to address this important matter and I would be happy to answer any questions.

TO: Special Committee on Utilities

FM: Walter Way, Director
Johnson County Communications Center

DT: November 13, 2009

RE: Options for PSAPs to Share Services and Equipment for 911 Service

REGIONALIZATION OF 911 RELATED SERVICES IN THE KANSAS CITY AREA

- Regional 911 system established in Kansas City region in 1983
- Johnson, Leavenworth, Miami and Wyandotte Counties share the costs and operation of a common E911 infrastructure with five Missouri Counties.
- 45 PSAPs in Nine Counties covering 4,400 sq. miles and 120 cities.
- Regional system receives 1.8 million 911 calls annually plus alternate emergency calls from citizens, alarm centers and businesses.
- Annual budget for regional 911 system is \$5 million including maintenance costs.
- Regional 911 system administers Interoperable Radio and microwave Communications systems for region.
- 911 calls can be re-routed to another PSAP when a center is out of service.

JOHNSON COUNTY EXPERIENCE WITH SHARING EMERGENCY COMMUNICATIONS SERVICES, EQUIPMENT AND FACILITIES

- Seven PSAPs in County (Six Law Enforcement and one Fire/EMS).
- Olathe Police Communications recently consolidated into Sheriff's PSAP
- 2008 Activity Data for all PSAPs: 110,527 Wireline 911 calls; 167,360 Wireless 911 calls; 348 VoIP 911 calls; 645,371 alternate emergency/admin line calls.
- County Communications Center (CCC) opened June 2009. Provides a weather hardened, state-of-the-art PSAP facility for use by multiple agencies that choose to co-locate their 911/dispatching operations at the CCC; provides back-up 911/dispatching capabilities to PSAPs that are not co-located there; provides secure space for Disaster Recovery systems for County and city IT servers and networks; provides a back-up EOC for the County and training space for multiple PSAPs.
- CCC is totally funded and maintained by the County. Co-located municipal PSAPs responsible for costs of their staffing, dispatch consoles and radio equipment used by their personnel.
- CCC has NG911 capable equipment and digital logging record systems that will be shared with city PSAPs. The CCC is the hub of an IP based network connecting all PSAPs together in the County.

THE FUTURE OF 911 RELATED SERVICES IN THE KANSAS CITY REGION

- Strategic planning for NG911 equipment, network and services in 2011 when existing legacy 911 equipment is due to be replaced by all nine counties.
- Johnson County already has a NG911 capable switch and 911 console equipment in the CCC. The plan is to begin implementation of NG911 functionality such as text messaging and cell phone photo reception and transmission to emergency responders in late 2010 or 2011. As city PSAPs receive digital 911 console equipment, they will share the NG911 switch at the CCC and directly exchange NG911 calls and photos between PSAPs and emergency responders.
- Shared, open standards based P-25 compliant digital 700MHz radio system in Johnson County will be operational in December 2009. Will replace 8 existing county and municipal radio systems with one Interoperable radio/data system to serve all public safety and public service agencies in the County.
- 700 MHz radio system in Johnson County will be connected to P-25 radio systems in Kansas City, MO and Independence, MO to create interoperable regional digital radio system for Kansas City region. Will include an IP microwave network to transmit 911 calls between PSAPs. Ongoing software and system maintenance will be cost-shared by member governments.
- Johnson County 700 MHz radio system will allow access to Kansas and Missouri state digital radio system users.
- Computer Aided Dispatch systems used by area PSAPs will be interfaced so 911 calls and requests for assistance can be seamlessly transferred between PSAPs. As NG911 calls and associated data are received, the CAD systems will receive, process, and transmit the NG911 call/images/data to other PSAPs and to emergency responders.
- NG911 equipped PSAPs accessing a regional IP broadband network can receive 911 calls from several hundred miles away, process the 911 call in a CAD system and communicate via radio or fiber based IP communications network to emergency responders in the originating area of the 911 call.

NG911 DESIGN AND FUNDING NEEDS FOR THE FUTURE

- 911 communication networks will be broadband IP based technologies that will be used to receive and transmit NG911 calls from whatever digital device is used by citizens to access 911 service.
- PSAPs may be local, regional, across the state, or mobile, and must have broadband IP network access to CAD systems and to digital radio communication systems to process and transmit the NG911 call and its data to authorized users.
- 911 service will no longer be only the voice call. It will include data, images and streaming video that will have value primarily to the emergency responders and must be accessible to responders via the 911 IP based network.
- Funding for the NG911 system is estimated by the USDOT to be comparable to what is spent for the legacy analog 911 systems in use today. While implementing NG911 services in Kansas, PSAPs will have to continue funding the legacy 911 systems until NG911 service is universal in our communities. That will require increased funding during the transition period from analog 911 to NG911 service.

Note: Michele Abbott is unable to be here today because of issues that arose yesterday with the remodel/relocation of their dispatch center. She e-mailed these comments to accompany the brief video on the regional backup center you will be viewing this morning.

Comments of Michele Abbott, Marion County Emergency Manager Regarding the South Central Backup Site

November 13, 2009

Some points that make this a asset to the region:

The majority of back up sites DO not have "trunks" running to them- therefore when agencies activate their back up site they lose functionality; they are no longer able to track that car by long/latitude; the name and address information does not travel with them to the back up site; They definitely have lost the ability to take calls from the deaf- etc.

With the South Central Back Up Site:

We have trunked lines; for both wireline and wireless; therefore the complete information for both landline and wireless callers is transfer or routed to the back up site;

It provides full functionality- and the ability to recieve calls from the handicapped; (TDD)

Not only can a center- route their calls to the back up site- but they can take that site over as theirs for as little as long as they need to- w/out displacing an already busy center;

The center can be used for overflow calls during a large event;- and or it can be manned by other agencies during a reduction in staff- (like pandemic);

We train dispatcher there; and quarterly they bring their local updated information and merge it to the site;

When they log on at the back up site;- they bring their local speed dials- etc; with them;

Mapping is done on a smaller scale;- but we do have a regional map

SUBJECT: Status of Emergency 911 Function in Montgomery County

Good morning – I first of all want to thank you for the opportunity to present testimony to your Committee on behalf of Montgomery County. My name is Jim Miller and I am the Emergency Manager for Montgomery County, KS.

In order to understand the status of E-911 in Montgomery County, I will outline how the emergency 911 calls are presently handled in Montgomery County. Montgomery County has two (2) official E911 Public Service Answering Points (PSAP). One PSAP is located in the Independence, KS, Police Department and serves as the answering point for all E911 calls in the County that originate from a cell phone anywhere in the County – referred to as enhanced 911 capability. This PSAP also receives and responds to E911 calls that originate from any hardline phone that originates from any location in the Northern half of Montgomery County.

The City of Coffeyville, KS, located in the Southern portion of Montgomery County, also functions as a Public Service Answering Point, through the office of the Coffeyville Police Department, and they receive and respond to E911 emergency calls that originate from any hardline phone located in the Southern portion of Montgomery County.

The Police Department of the City of Caney, Kansas, located in the Southwest corner of Montgomery County, receives and responds to the hardline E911 calls that originate from an 879 prefix, which is the prefix for the City of Caney.

E911 Tax funds are accordingly split within the County, with all the cell phone tax funds sent to the City of Independence for their distribution. The hardline tax funds for the Northern half of the County are maintained and distributed through the Montgomery County Commissioners, while the tax funds generated from the Southern half of the County are maintained and distributed by the City of Coffeyville. The City of Caney has opted out of collecting the E911 tax from their residents, so they receive no funds to operate the E911 system in Caney.

In order to understand the dispatching system in use in Montgomery County, Montgomery County has five (5) separate dispatching centers: one at the Sheriff's Office, located in Independence, KS, one at the Independence Police Department, one at the Coffeyville Police Department, one at the Cherryvale Fire Department, and one at the Caney Police Department.

E911 cell phone calls received at the Independence Police Department, originating from any location in the Southern half of the County, are transferred to the Coffeyville Police Department for dispatching. E911 calls originating from hardline phones are dispatched by the receiving jurisdiction. The Northern portions of the calls are dispatched by the City of Independence.

The Northern portion of Montgomery County is served by the Independence City Emergency Medical Service (EMS) and is dispatched through the Independence Police

Department. The Southern portion of Montgomery County is served by the Coffeyville Emergency Medical Service (EMS) and is dispatched through the Coffeyville Police Department. The City of Caney Emergency Medical Service (EMS) and the City of Caney Fire Department and Police Department all are dispatched by the Caney Police Department.

The entire County, with the exception of Louisburg Township, located in the Northwest section of the County, is served by Montgomery County Rural Fire District #1, all volunteers, which has seven (7) separate Fire Stations located throughout the County. In the Northern part of the County, the volunteer fire responders are paged by the Independence Police Department, and the volunteer responders in the Southern portion of the County are paged by the Coffeyville Police Department, with the cell phone E911 calls being transferred from Independence to Coffeyville.

This system described above presently works because of and through the dedicated efforts of all jurisdictions within the County, and I want to stress that the first responders in Montgomery County do a superb job of responding to emergencies.

Through discussions with all jurisdictions in the County over the past three years, it is a consensus of opinion that the County could and would be better served with a centralized E-911 PSAP and a centralized dispatch center. This centralized function would be a separate department within the County and would be located in a separate facility, centrally located within the County. By consolidating the PSAPs and consolidating the Dispatch Centers, the emergency nature of the E911 system would be enhanced and the cost of operation could be reduced.

The cost of building a facility and manning the facility has been the problem that the County faces, and continued efforts to secure funding for the separate facility are on-going.

Respectfully Submitted: James F. Miller
Montgomery County
Emergency Manager
County E-911 Director

November 13, 2009

The Honorable Mike Petersen, Chairman
Special Committee on Utilities
State Capitol Building, Room 143-N
300 SW 10th Avenue
Topeka, Kansas 66612-1504

Dear Chairman Petersen:

The Kansas Department of Transportation (KDOT) was asked on November 12, 2009 to reply to the following question: "What governs how KDOT money spent for communications towers can be used and what governs who can use the towers?"

K.S.A. 75-5073, 75-5074, 75-5075, and 75-5076 (2008 supp.) form the current framework for the purchase, maintenance, and administration of the state's 800 MHz radio system. These statutes require that the agency establish rules and regulations to carry out the purposes of administering this communications system. The resulting rules form a basic set of requirements that any potential communications partner must follow.

Since 2004, the agency has utilized several different funding sources to finance the expansion of the 800 MHz system. For example, the agency has received money from the Federal Transit Authority, the American Recovery and Reinvestment Act, and Homeland Security. These moneys have different priorities and stipulations for their usage. As such, the agency continually works with our partners, the Governors' Council on Homeland Security, the State Interoperability Executive Committee, Mid-America Regional Council, the Kansas Highway Patrol, and the Kansas Division of Emergency Management to ensure the funding spent meets the intent of the grant, yet provides a maximum benefit for all users of the system.

For example, in the case of P-25 build-out, this collaboration started the first phase of the project in Southeastern Kansas (to support interoperability for Wolf Creek Nuclear Power Plant) as opposed to North Central Kansas (to support Central Dispatch for the Kansas Highway Patrol). The initial decision to begin the project in Southeastern Kansas served the intent of the Homeland Security grant. This is viewed by KDOT as an important step forward to completing the system for the entire state.

If you have any questions or would like additional information, please contact Lindsey Douglas, Legislative Liaison, at ldouglas@ksdot.org.

Sincerely,



Kyle Schneeweis
Chief, Governmental Affairs

Special Comm. On Utilities
November 13, 2009
Attachment 13-1

OFFICE OF GOVERNMENTAL AFFAIRS
Dwight D. Eisenhower State Office Building

700 S.W. Harrison Street; Topeka, KS 66603-3745 • (785) 296-3597 • Fax: (785) 296-1543

Hearing Impaired - 711 • e-mail: publicinfo@ksdot.org • Public Access at North Entrance of Building

Cindy Lash

From: Laurie.Flaherty@dot.gov
Sent: Friday, November 13, 2009 9:35 AM
To: Cindy Lash
Subject: RE: Kansas 9-1-1 grant question

Hi Cindy!

Kansas received a total of \$385,450 in Federal funds. The budget submitted shows all of that money being spent on hardware and software. Since all of the federal funds are being used in this manner, there is no problem.

The budget also shows a match of \$385,450. The match is divided as follows:

Hardware/Software:	\$150,450
Consultant Fees:	\$225,000
Travel:	\$10,000

All of these are eligible uses of funds and came from a nonfederal source. Again, no problem.

Hope that helps. If you have more questions or need more information, you know where to find me...

Happy Friday!
Laurie