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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Chairman Waymaster and members of the House Appropriations Committee

From: Zach Fridell, Assistant Revisor

Date: January 31, 2018

Subject: HB 2435 – Kansas 911 act; audits by legislative post audit

House Bill No. 2435 (HB 2435) would amend the Kansas 911 Act by changing the frequency that the Kansas Legislative Division of Post Audit (LPA) is required to conduct audits on the state 911 system from three years to five. It would also require an audit on or before December 31, 2018.

The Kansas 911 Act collects a 911 fee per subscriber of a service that is capable of contacting a 911 service operated by a city or county, known as a Public Safety Answering Point (PSAP). Those moneys are then distributed to PSAPs and the 911 state fund by K.S.A. 2017 Supp. 12-5374, and the approved uses are set out in K.S.A. 2017 Supp. 12-5375. The uses include: (1) Implementation of 911 services; (2) purchase of 911 equipment and upgrades; (3) maintenance and license fees for 911 equipment; (4) training of personnel; (5) monthly recurring charges billed by service suppliers; (6) installation, service establishment and nonrecurring start-up charges billed by the service supplier; (7) charges for capital improvements and equipment or other physical enhancements to the 911 system; or (8) the original acquisition and installation of road signs designed to aid in the delivery of emergency service. The Local Collection Point Administrator (LCPA) is the person designated by the 911 coordinating council to serve as the local collection point administrator to collect and distribute 911 fees and 911 state fund moneys.

The statute amended by HB 2435, K.S.A. 2017 Supp. 12-5377, outlines the audit requirements of the Kansas 911 Act. Specifically, it requires LPA to determine: (1) Whether the moneys received by PSAPs pursuant to this act are being used appropriately; (2) whether the amount of moneys collected pursuant to this act is adequate; and (3) the status of 911 service implementation.

HB 2435 would go into effect July 1, 2018.