

Providing Call Locations During Emergencies

This Act requires wireless telecommunications carriers disclose the location of cell phone callers when such callers use their cell phones to make emergency calls. The Act directs that no cause of action shall lie in any court against any wireless telecommunications carrier, its officers, employees, agents or other specified persons for providing call location information while acting in good faith and in accordance with the provisions of the Act. The Act also directs the state bureau of investigation to collect and distribute information about wireless carriers doing business in the state to public safety answering points throughout the state.

Submitted as:

Kansas

[Section 1 of SB336](#) (excludes Section 2)

Status: Enacted into law in 2009. SB336 is a technical measure that reconciles conflicting statutes and corrects bill drafting errors that were in related 2009 legislation. As such, this draft is based upon just the language in Section 1 of SB336.

Suggested State Legislation

(Title, enacting clause, etc.)

1 Section 1. [*Short Title*.] This Act shall be cited as “The Wireless Caller Location
2 Disclosure Act.”
3

4 Section 2. [*Conditions Requiring Wireless Telecommunications Carriers to Disclose the*
5 *Location of Telecommunications Devices*.]

6 (a) Upon request of a law enforcement agency, a wireless telecommunications carrier
7 shall provide call location information concerning the telecommunications device of the user to
8 the requesting law enforcement agency in order to respond to a call for emergency services or in
9 an emergency situation that involves the risk of death or serious physical harm.

10 (b) Notwithstanding any other provision of law to the contrary, nothing in this section
11 prohibits a wireless telecommunications carrier from establishing protocols by which the carrier
12 could voluntarily disclose call location information.

13 (c) No cause of action shall lie in any court against any wireless telecommunications
14 carrier, its officers, employees, agents or other specified people for providing call location
15 information while acting in good faith and in accordance with the provisions of this section.

16 (d) (1) The [state bureau of investigation] shall obtain contact information for all
17 wireless telecommunications carriers authorized to do business in this state or submitting to the
18 jurisdiction thereof in order to facilitate a request from a law enforcement agency for call
19 location information in accordance with this section.

20 (2) The [state bureau of investigation] shall disseminate the information obtained
21 pursuant to subsection (d)(1) on a [quarterly] basis or immediately as changes occur, to all public
22 safety answer points in the state.

23 (e) Rules and regulations shall be promulgated by the [director of the state bureau of
24 investigation] to fulfill the requirements of this section no later than [insert date].
25

26 Section 3. [*Severability*.] [Insert severability clause.]
27

28 Section 4. [*Repealer*.] [Insert repealer clause.]
29

30 Section 5. [*Effective Date*.] [Insert effective date.]