

**HOUSE BILL No. 2690**

By Committee on Energy, Utilities and Telecommunications

Requested by Representative Delperdang on behalf of Representative Hoffman and Representative Carmichael

2-5

Proposed Amendments to House Bill No. 2690  
Prepared by: Nick Myers  
Office of Revisor of Statutes  
-  
Authorizing the council and state 911 board to increase  
the minimum

1 AN ACT concerning emergency communication services; establishing the  
2 state 911 board; abolishing the 911 coordinating council; transferring  
3 the powers, duties and functions of the 911 coordinating council to the  
4 state 911 board; authorizing the board to appoint an executive director  
5 and other employees to carry out the powers, duties and functions of  
6 the board; abolishing the 911 operations fund, the 911 state grant fund  
7 and the 911 state fund and establishing the state 911 operations fund,  
8 the state 911 grant fund and the state 911 fund in the state treasury;  
9 authorizing counties to contract for the provision of 911 PSAP services  
10 with another county; amending K.S.A. 12-5362, 12-5363, 12-5364, 12-  
11 5365, 12-5366, 12-5367, 12-5368, 12-5368, as amended by section 16  
12 of this act, 12-5368, as amended by section 17 of this act, 12-5369, 12-  
13 5370, 12-5371, 12-5372, 12-5374, 12-5374, as amended by section 23  
14 of this act, 12-5374, as amended by section 24 of this act, 12-5375, 12-  
15 5375, as amended by section 26 of this act, 12-5375, as amended by  
16 section 27 of this act, and 12-5377 and repealing the existing sections;  
17 also repealing K.S.A. 12-5364, as amended by section 12 of this act,  
18 12-5378 and 12-5379.  
19

20 *Be it enacted by the Legislature of the State of Kansas:*  
21 New Section 1. (a) There is hereby established the state 911 board.  
22 The board shall consist of 19 voting members and shall include individuals  
23 with technical expertise regarding 911 systems, internet technology and  
24 GIS technology.  
25 (1) The following 15 voting members shall be appointed by the  
26 governor:  
27 (A) Two members representing information technology personnel  
28 from governmental units;  
29 (B) one member representing the Kansas sheriff's association;  
30 (C) one member representing the Kansas association of chiefs of  
31 police;  
32 (D) one member representing a fire chief;  
33 (E) one member recommended by the adjutant general;  
34 (F) one member recommended by the Kansas emergency medical

1 provider submitting such records.

2 Sec. 24. On and after July 1, 2025, K.S.A. 12-5374, as amended by  
3 section 23 of this act, is hereby amended to read as follows: 12-5374. (a)

4 (1) Except for the amounts withheld by the LCPA pursuant to K.S.A. 12-  
5 5368(b), and amendments thereto, and any amounts withheld pursuant to  
6 ~~K.S.A. 12-5364(1)~~ section 4, and amendments thereto, not later than 30  
7 days after the receipt of 911 fees from providers pursuant to K.S.A. 12-  
8 5370, and amendments thereto, and prepaid wireless 911 fees from the  
9 department pursuant to K.S.A. 12-5372, and amendments thereto, the  
10 LCPA shall distribute such moneys to the PSAPs or to counties that  
11 contract with other counties for the provision of 911 PSAP services  
12 pursuant to this section. The amount of money distributed to the PSAPs in  
13 each county, or to any county that contracts with another county for the  
14 provision of 911 PSAP services, shall be based upon the amount of 911  
15 fees collected from service users located in that county, based on place of  
16 primary use information provided by the providers, by using the following  
17 distribution method:

18 Population of county	19 Percentage of collected 911 fees to distribute
20 Over 80,000.....	82%
21 65,000 to 79,999.....	85%
22 55,000 to 64,999.....	88%
23 45,000 to 54,999.....	91%
24 35,000 to 44,999.....	94%
25 25,000 to 34,999.....	97%
26 Less than 25,000.....	100%

27 (2) There shall be a minimum county distribution of \$70,000 and no  
28 county shall receive less than \$70,000 of direct distribution moneys. If  
29 there is more than one PSAP in a county then the direct distribution  
30 allocated to that county by population shall be deducted from the  
31 minimum county distribution and the difference shall be proportionately  
32 divided between the PSAPs in the county. All moneys remaining after  
33 distribution, moneys withheld pursuant to K.S.A. 12-5368(b)(1), and  
34 amendments thereto, and any moneys that cannot be attributed to a  
35 specific PSAP or county shall be transferred to the 911 operations fund.

36 (b) All fees remitted to the LCPA shall be deposited in the 911 state  
37 fund and for the purposes of this act be treated as if they are public funds,  
38 pursuant to article 14 of chapter 9 of the Kansas Statutes Annotated, and  
39 amendments thereto.

40 (c) All moneys in the 911 state fund that have been collected from the  
41 prepaid wireless 911 fee shall be deposited in the 911 operations fund  
42 unless \$3 million of such moneys have been deposited in any given year  
43 then all remaining moneys shall be distributed to the counties in an amount  
44 proportional to each county's population as a percentage share of the  
45 population of the state. If there is more than one PSAP in a county, such

The state 911 board may increase the minimum county distribution amount not more than once per calendar year by an amount that shall not exceed the minimum county distribution amount established for the preceding calendar year multiplied by the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor for the preceding calendar year. Prior to increasing the minimum county distribution amount, the state 911 board shall evaluate:

(A) Whether an increase is needed based on the expenditures of the counties that are subject to such minimum distribution; and

(B) the impact of any such proposed increase to the long term financial stability of all other distributions to PSAPs and counties made pursuant to this section.

(3)

1 moneys shall be distributed to each PSAP in an amount proportional to the  
2 PSAP's population as a percentage share of the population of the county. If  
3 there is no PSAP within a county, then such moneys shall be distributed to  
4 the county. Moneys distributed to counties and PSAPs pursuant to this  
5 section only shall be used for the uses authorized in K.S.A. 12-5375, and  
6 amendments thereto.

7 (d) The LCPA shall keep accurate accounts of all receipts and  
8 disbursements of moneys from the 911 fees.

9 (e) Records provided by any provider to the LCPA or to the ~~911~~  
10 ~~coordinating council~~ *state 911 board* pursuant to this act shall be treated as  
11 proprietary records and shall be withheld from the public upon request of  
12 the provider submitting such records.

13 Sec. 25. On and after January 1, 2026, K.S.A. 12-5374, as amended  
14 by section 24 of this act, is hereby amended to read as follows: 12-5374.

15 (a) (1) Except for the amounts withheld by the LCPA pursuant to K.S.A.  
16 ~~12-5368(b)~~ 12-5368, and amendments thereto, and any amounts withheld  
17 pursuant to section 4, and amendments thereto, not later than 30 days after  
18 the receipt of 911 fees from providers pursuant to K.S.A. 12-5370, and  
19 amendments thereto, and prepaid wireless 911 fees from the department  
20 pursuant to K.S.A. 12-5372, and amendments thereto, the ~~LCPA~~ *state 911*  
21 *board* shall distribute such moneys to the PSAPs or to counties that  
22 contract with other counties for the provision of 911 PSAP services  
23 pursuant to this section. The amount of money distributed to the PSAPs in  
24 each county, or to any county that contracts with another county for the  
25 provision of 911 PSAP services, shall be based upon the amount of 911  
26 fees collected from service users located in that county, based on place of  
27 primary use information provided by the providers, by using the following  
28 distribution method:

29 Population of county	Percentage of collected 30 911 fees to distribute
31 Over 80,000.....	82%
32 65,000 to 79,999.....	85%
33 55,000 to 64,999.....	88%
34 45,000 to 54,999.....	91%
35 35,000 to 44,999.....	94%
36 25,000 to 34,999.....	97%
37 Less than 25,000.....	100%

38 (2) There shall be a minimum county distribution of \$70,000 and no  
39 county shall receive less than \$70,000 of direct distribution moneys. If  
40 there is more than one PSAP in a county then the direct distribution  
41 allocated to that county by population shall be deducted from the  
42 minimum county distribution and the difference shall be proportionately  
43 divided between the PSAPs in the county. ~~All moneys remaining after~~  
44 ~~distribution, moneys withheld pursuant to K.S.A. 12-5368(b)(1), and~~  
45 ~~amendments thereto, and any moneys that cannot be attributed to a~~

Due to the amendment to Section 24, this Section 25 will be stricken and reinserted with the a new engrossed version of Section 24 and all amendments as currently shown in Section 25 will be reapplied.