

**PROPOSED REGULATION OF THE
DEPARTMENT OF PUBLIC SAFETY**

LCB File No. R069-24

April 24, 2024

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: § 1, NRS 707.650.

A REGULATION relating to telecommunications; repealing provisions governing the collection, maintenance and use of emergency contact information of providers of wireless telecommunications; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires a provider of wireless telecommunications to provide, upon the request of a law enforcement agency, the most accurate and readily available call location information of a telecommunications device to assist the law enforcement agency in responding to a call for emergency services or an emergency situation involving the immediate risk of death or serious physical harm. (NRS 707.630) To facilitate such requests from law enforcement agencies, existing law requires a provider to submit its emergency contact information to the Department of Public Safety annually and as soon as practicable following any change in emergency contact information. (NRS 707.640) Existing law authorizes the Department to adopt such regulations as are necessary to carry out the provisions of existing law concerning call location information of wireless telecommunications devices. (NRS 707.650) Pursuant to those provisions of existing law, the Department has adopted regulations governing the collection, maintenance and use of emergency contact information of providers. (NAC 707.100) This regulation repeals those regulations.

Existing regulations provide that: (1) the Department will develop a form for the submission of emergency contact information by a provider; and (2) the Communications Bureau of the Records, Communications and Compliance Division of the Department will provide the form to all providers. Under existing regulations, each provider is required to submit to the Division its emergency contact information on the form. (NAC 707.100) This regulation repeals those provisions. As a result, while existing law continues to require a provider to submit its emergency contact information to the Department annually and as soon as practicable following any change in emergency contact information, a form is not required to be developed and provided to each provider for the submission of emergency contact information and a provider is not required to submit emergency contact information using such a form.

Existing law requires the Department to maintain a database which contains all emergency contact information of a provider received by the Department and make such information available to a law enforcement agency immediately upon request. (NRS 707.640)

This regulation repeals provisions of existing regulations specifying that the emergency contact information will be maintained in a database designated by the Communications Bureau of the Division. (NAC 707.100)

Finally, this regulation repeals provisions of existing regulations providing that the Division will: (1) ensure that emergency contact information is used solely for certain purposes; (2) inform law enforcement agencies of certain information; and (3) compare the names of the providers in its database to the Public Utilities Commission of Nevada's list of active providers on a monthly basis to ensure the availability of emergency contact information for those active providers. (NAC 707.100)

Section 1. NAC 707.100 is hereby repealed.

TEXT OF REPEALED SECTION

707.100 Submission of emergency contact information: Form; contents; authorized use, maintenance and availability of information. (NRS 707.640, 707.650)

1. The Department will develop a form for a provider to submit the provider's emergency contact information to the Division. At a minimum, the form must set forth the provisions of NRS 707.600 to 707.650, inclusive, and require, without limitation:

- (a) The name of the provider;
- (b) The name and telephone number of a representative of the provider who can be reached 24 hours a day, 7 days a week; and
- (c) The date that the form was prepared by the provider.

2. The Communications Bureau of the Division will provide the form developed pursuant to subsection 1 to all providers.

3. A provider shall submit to the Division its emergency contact information on the form developed by the Department pursuant to subsection 1 to assist a law enforcement agency in responding to a call for emergency services or in an emergency situation that involves the immediate risk of death or serious physical harm.

4. All emergency contact information received by the Division from providers pursuant to subsection 3 will be maintained in a database designated by the Communications Bureau of the Division.

5. The Division will ensure that the emergency contact information received pursuant to subsection 3 is used solely to assist a law enforcement agency in responding to a call for emergency services or in an emergency situation that involves the immediate risk of death or serious physical harm.

6. The Division will inform law enforcement agencies through their terminal agency coordinators that an agency can contact the Communications Bureau of the Division for the emergency contact information of a provider.

7. On a monthly basis, the Division will compare the names of the providers in its database to the Commission's list of all providers who are active in the State to ensure the availability of the emergency contact information for those active providers.

8. As used in this section:

(a) "Department" means the Department of Public Safety.

(b) "Division" means the Records, Communications and Compliance Division of the Department.

(c) "Provider" has the meaning ascribed to "provider of wireless telecommunications" in NRS 707.620.

(d) “Terminal agency coordinator” means the point of contact at a law enforcement agency in this State for matters relating to access to:

(1) The Nevada Criminal Justice Information System; and

(2) Systems managed by the Criminal Justice Information Services Division of the Federal Bureau of Investigation.