

By: Senator(s) Blackwell

To: Judiciary, Division B

SENATE BILL NO. 2188

1 AN ACT TO REQUIRE WIRELESS SERVICE PROVIDERS TO PROVIDE CALL
2 LOCATION INFORMATION CONCERNING A TELECOMMUNICATIONS DEVICE OF A
3 USER TO A REQUESTING LAW ENFORCEMENT AGENCY OR PUBLIC SAFETY
4 ANSWERING POINT WHERE THAT INFORMATION IS SOUGHT FOR THE PURPOSE
5 OF RESPONDING TO A CALL FOR EMERGENCY SERVICES OR IN AN EMERGENCY
6 SITUATION THAT INVOLVES THE RISK OF DEATH OR SERIOUS PHYSICAL
7 HARM; TO AUTHORIZE A WIRELESS SERVICE PROVIDER TO ESTABLISH
8 PROTOCOLS BY WHICH THE CARRIER VOLUNTARILY DISCLOSES CALL LOCATION
9 INFORMATION; TO PROHIBIT A CLAIM FOR RELIEF IN ANY COURT AGAINST
10 ANY WIRELESS SERVICE PROVIDER OR ANY OTHER PERSON FOR PROVIDING
11 CALL LOCATION INFORMATION IF ACTING IN GOOD FAITH UNDER THIS
12 SECTION; TO REQUIRE THE DEPARTMENT OF PUBLIC SAFETY TO OBTAIN AND
13 DISSEMINATE CONTACT INFORMATION FROM ALL WIRELESS SERVICE
14 PROVIDERS AUTHORIZED TO DO BUSINESS IN THIS STATE; AND FOR RELATED
15 PURPOSES.

16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

17 SECTION 1. (1) For the purposes of this section, "public
18 safety answering point" means that term as defined in Section
19 19-5-303.

20 (2) Upon request of a law enforcement agency or a public
21 safety answering point, on behalf of a law enforcement agency, a
22 wireless service provider shall provide call location information
23 concerning the telecommunications device of a user to the
24 requesting law enforcement agency or public safety answering

25 point. A law enforcement agency or public safety answering point
26 may not request information under this section unless for the
27 purposes of responding to a call for emergency services or in an
28 emergency situation that involves the risk of death or serious
29 physical harm.

30 (3) A wireless service provider may establish protocols by
31 which the carrier voluntarily discloses call location information.

32 (4) A claim for relief may not be brought in any court
33 against any wireless service provider or any other person for
34 providing call location information if acting in good faith under
35 this section.

36 (5) The Department of Public Safety shall obtain contact
37 information from all wireless service providers authorized to do
38 business in this state to facilitate a request from a law
39 enforcement agency or a public safety answering point on behalf of
40 a law enforcement agency for call location information under this
41 section. The department shall disseminate the contact information
42 to each public safety answering point in this state.

43 **SECTION 2.** This act shall take effect and be in force from
44 and after its passage.

