

# House Bill 4022

Sponsored by Representatives MATTHEWS, GORSEK; Representatives KRIEGER, OLSON (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires providers and resellers of cellular service to provide, at request of law enforcement agency, call location information of cellular device for purpose of responding to 9-1-1 emergency call or emergency involving risk of death or serious physical harm.

## A BILL FOR AN ACT

1  
2 Relating to emergency access to call location information of cellular device.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) At the request of a law enforcement agency, a provider, or a reseller,**  
5 **of cellular service shall provide the call location information of a cellular device used to re-**  
6 **quest the law enforcement agency to respond to a 9-1-1 emergency call or to an emergency**  
7 **situation that involves the risk of death or serious physical harm.**

8 **(2) To facilitate requests for call location information from a law enforcement agency**  
9 **under this section:**

10 **(a) The Office of Emergency Management shall:**

11 **(A) Maintain a database containing emergency contact information for providers, or re-**  
12 **sellers, of cellular service that are registered to do business in this state or that submit to**  
13 **the jurisdiction of this state; and**

14 **(B) Make the information immediately available upon request to a public safety answer-**  
15 **ing point in this state.**

16 **(b) A provider, or reseller, of cellular service that is registered to do business in this**  
17 **state, or that submits to the jurisdiction of this state, shall submit emergency contact in-**  
18 **formation for the provider, or reseller, to the office.**

19 **(3) Emergency contact information submitted by a provider, or reseller, under this sec-**  
20 **tion must be submitted by June 15 of each year or immediately after a change in contact**  
21 **information.**

22 **(4) Notwithstanding the limitations of ORS 403.135 (3), a cause of action does not arise**  
23 **against a provider, or reseller, of cellular service or the officers, employees or agents of the**  
24 **provider, or reseller, for providing call location information in good faith as required by this**  
25 **section.**

26 **(5) A provider, or reseller, of cellular service may establish protocols by which the pro-**  
27 **vider, or reseller, can voluntarily disclose call location information as required by this sec-**  
28 **tion.**

29 **(6) The office may adopt rules to implement this section.**

30 **(7) This section shall be known, and may be cited, as the Kelsey Smith Act.**  
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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.