
SUBSTITUTE HOUSE BILL 3095

State of Washington

59th Legislature

2006 Regular Session

By House Committee on Technology, Energy & Communications (originally sponsored by Representatives Ericks, Haler, Morris, Nixon, Sump, Crouse, Wallace, P. Sullivan, Hudgins, Takko, Sells, Simpson, Hasegawa, Green and Morrell)

READ FIRST TIME 02/03/06.

1 AN ACT Relating to enhancing interoperability of the state's
2 emergency communications system through the procurement and deployment
3 of a public safety communications system; amending RCW 43.105.020 and
4 43.105.080; adding a new section to chapter 43.105 RCW; and creating
5 new sections.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** The legislature intends to ensure that the
8 state's investment in public safety radio communications facilities are
9 managed in a way to promote to the maximum extent possible the health
10 and safety of the state's citizens and the economic efficiencies of
11 coordinated planning, development, management, maintenance,
12 accountability, and performance. The legislature finds that an
13 interoperable and operational public safety communications system is
14 essential for disaster preparedness, emergency management, and public
15 safety, and that coordination for the purpose of development,
16 procurement, and deployment of a public safety communications system
17 will result in a more effective use of state resources and improvement
18 to government services.

1 **Sec. 2.** RCW 43.105.020 and 2003 c 18 s 2 are each amended to read
2 as follows:

3 As used in this chapter, unless the context indicates otherwise,
4 the following definitions shall apply:

5 (1) "Department" means the department of information services;

6 (2) "Board" means the information services board;

7 (3) "Committee" means the state interoperability executive
8 committee;

9 (4) "Local governments" includes all municipal and quasi municipal
10 corporations and political subdivisions, and all agencies of such
11 corporations and subdivisions authorized to contract separately;

12 (5) "Director" means the director of the department;

13 (6) "Purchased services" means services provided by a vendor to
14 accomplish routine, continuing, and necessary functions. This term
15 includes, but is not limited to, services acquired for equipment
16 maintenance and repair, operation of a physical plant, security,
17 computer hardware and software installation and maintenance,
18 telecommunications installation and maintenance, data entry, keypunch
19 services, programming services, and computer time-sharing;

20 (7) "Backbone network" means the shared high-density portions of
21 the state's telecommunications transmission facilities. It includes
22 specially conditioned high-speed communications carrier lines,
23 multiplexors, switches associated with such communications lines, and
24 any equipment and software components necessary for management and
25 control of the backbone network;

26 (8) "Telecommunications" means the transmission of information by
27 wire, radio, optical cable, electromagnetic, or other means;

28 (9) "Information" includes, but is not limited to, data, text,
29 voice, and video;

30 (10) "Information processing" means the electronic capture,
31 collection, storage, manipulation, transmission, retrieval, and
32 presentation of information in the form of data, text, voice, or image
33 and includes telecommunications and office automation functions;

34 (11) "Information services" means data processing,
35 telecommunications, office automation, and computerized information
36 systems;

37 (12) "Equipment" means the machines, devices, and transmission
38 facilities used in information processing, such as computers, word

1 processors, terminals, telephones, wireless communications system
2 facilities, cables, and any physical facility necessary for the
3 operation of such equipment;

4 (13) "Information technology portfolio" or "portfolio" means a
5 strategic management process documenting relationships between agency
6 missions and information technology and telecommunications investments;

7 (14) "Oversight" means a process of comprehensive risk analysis and
8 management designed to ensure optimum use of information technology
9 resources and telecommunications;

10 (15) "Proprietary software" means that software offered for sale or
11 license;

12 (16) "Video telecommunications" means the electronic
13 interconnection of two or more sites for the purpose of transmitting
14 and/or receiving visual and associated audio information. Video
15 telecommunications shall not include existing public television
16 broadcast stations as currently designated by the department of
17 community, trade, and economic development under chapter 43.330 RCW;

18 (17) "K-20 educational network board" or "K-20 board" means the K-
19 20 educational network board created in RCW 43.105.800;

20 (18) "K-20 network technical steering committee" or "committee"
21 means the K-20 network technical steering committee created in RCW
22 43.105.810;

23 (19) "K-20 network" means the network established in RCW
24 43.105.820;

25 (20) "Educational sectors" means those institutions of higher
26 education, school districts, and educational service districts that use
27 the network for distance education, data transmission, and other uses
28 permitted by the K-20 board;

29 (21) "Public safety" means any public agency that provides services
30 that protect life, health, property, or natural resources.

31 NEW SECTION. Sec. 3. A new section is added to chapter 43.105 RCW
32 to read as follows:

33 (1) By June 30, 2012, a statewide public safety communications
34 system must be built to achieve the highest level of interoperability
35 possible. This system must consist of the following:

36 (a) A centrally managed system of systems architectures that
37 facilitates the sharing of assets between state and local governments;

1 (b) A radio over internet protocol-based interoperability system
2 that enables nonstate agencies to interconnect their radio systems with
3 the state system;

4 (c) A statewide digital transport backbone system that provides
5 connectivity to all transmitter locations;

6 (d) A mutual-aid communications system deployed across the state to
7 enable interoperability at and across the commonly used public safety
8 frequency bands;

9 (e) A statewide, project 25 standards-based, frequency independent
10 system of systems that uses equipment common to all agency-focused
11 systems providing full interoperability; and

12 (f) A statewide mobile data system that provides low and medium
13 speed data communications capabilities for participating agency
14 subscribers.

15 (2) The state interoperability executive committee must provide an
16 annual report to the legislature and the office of financial management
17 that documents the design, accomplishments, remaining tasks, and
18 recommendations by September 1, 2006, and annually by September 1st
19 thereafter.

20 **Sec. 4.** RCW 43.105.080 and 1999 c 80 s 8 are each amended to read
21 as follows:

22 There is created a revolving fund to be known as the data
23 processing revolving fund in the custody of the state treasurer. The
24 revolving fund shall be used for the acquisition of equipment,
25 software, supplies, and services and the payment of salaries, wages,
26 and other costs incidental to the acquisition, development, operation,
27 and administration of information services, telecommunications,
28 systems, software, supplies and equipment, including the payment of
29 principal and interest on bonds issued for capital projects, by the
30 department, Washington State University's computer services center, the
31 department of personnel's personnel information systems division, the
32 office of financial management's financial systems management group,
33 and other users as jointly determined by the department and the office
34 of financial management. The revolving fund shall also be used for the
35 development, operation, maintenance, and administration of a shared
36 public safety communications system. The revolving fund is subject to
37 the allotment procedure provided under chapter 43.88 RCW.

1 Disbursements from the revolving fund for the services component of the
2 department are not subject to appropriation. Disbursements for the
3 strategic planning and policy component of the department are subject
4 to appropriation. All disbursements from the fund are subject to the
5 allotment procedures provided under chapter 43.88 RCW. The department
6 shall establish and implement a billing structure to assure all
7 agencies pay an equitable share of the costs.

8 As used in this section, the word "supplies" shall not be
9 interpreted to delegate or abrogate the division of purchasing's
10 responsibilities and authority to purchase supplies as described in RCW
11 43.19.190 and 43.19.200.

12 NEW SECTION. **Sec. 5.** This act shall be implemented to the extent
13 that sufficient funds are available from state, federal, and local
14 sources. Nothing in this act prevents the state from continuing
15 maintenance and operation of existing public safety communications and
16 information systems or programs.

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