

**CS FOR HOUSE BILL NO. 316(STA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - SECOND SESSION

**BY THE HOUSE STATE AFFAIRS COMMITTEE**

**Offered: 3/6/24**

**Referred: Rules**

**Sponsor(s): REPRESENTATIVES C.JOHNSON, Allard, Carrick**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to law enforcement requests for wireless device location information in**  
2 **emergencies; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1.** AS 42.20 is amended by adding a new section to read:

5 **Article 5. Emergency Wireless Device Location Disclosure.**

6 **Sec. 42.20.400. Providing wireless device location in emergency.** (a) At the  
7 request of a law enforcement agency, a wireless carrier shall provide the available  
8 current or most recent location of a wireless device to the agency without delay if the  
9 agency asserts that the agency has a reasonable basis to believe that the device is in the  
10 possession of an individual who is in an ongoing emergency that involves the risk of  
11 death or serious physical harm.

12 (b) A wireless carrier may establish protocols to voluntarily disclose the  
13 location of a wireless device consistent with applicable law.

14 (c) An action may not be brought against a wireless carrier or its officers,

1 agents, or employees for providing the location of a wireless device to a law  
2 enforcement agency while acting in good faith in compliance with (a) of this section.

3 (d) A wireless carrier authorized to do business in the state shall annually by  
4 June 15 supply the department with emergency contact information that can be used to  
5 request the location of a wireless device under (a) of this section and shall  
6 immediately inform the department of any changes to the contact information.

7 (e) The department shall maintain a database containing the emergency  
8 contact information submitted under (d) of this section and shall provide the  
9 information without delay at the request of a law enforcement agency or emergency  
10 communications center.

11 (f) The department shall adopt regulations to implement this section.

12 (g) In this section,

13 (1) "department" means the Department of Public Safety;

14 (2) "emergency communications center" has the meaning given in  
15 AS 11.56.785(b);

16 (3) "law enforcement agency" has the meaning given in AS 12.36.090;

17 (4) "wireless carrier" means a provider of a commercial mobile service  
18 as defined in 47 U.S.C. 332;

19 (5) "wireless device" means a device that connects to a service  
20 provided by a wireless carrier.

21 \* **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).