

Access to Cellphone Location in an Emergency

This act requires a provider of wireless telecommunications to provide call location information concerning the telecommunications device of a user to a law enforcement agency in certain circumstances; requires a provider of wireless telecommunications to submit its emergency contact information to the Department of Public Safety; requires the Department to maintain a database of such emergency contact information; authorizes the Department to adopt regulations; and provides other matters properly relating thereto.

Submitted as:

Nevada

[SB 268](#)

Status: Signed into law on May 23, 2013.

Suggested State Legislation

(Title, enacting clause, etc.)

- 1 Section 1. [*Short Title*] Access to Cellphone Location in Emergency.
2
3 Section 2. [*Definitions.*]
4 “Department” means the [Department of Public Safety].
5
6 “Provider of wireless telecommunications” means a person that is licensed by the Federal
7 Communications Commission to provide wireless telecommunications services over a
8 designated radio frequency and is authorized to do business in or submits to the jurisdiction of
9 this State. The term includes a reseller of wireless telecommunications services.
10
11 Section 3. [*Call location information.*]
12 (1) Upon the request of a law enforcement agency, a provider of wireless telecommunications
13 shall provide call location information concerning the telecommunications device of a user to
14 assist the law enforcement agency in responding to a call for emergency services or in an
15 emergency situation that involves the immediate risk of death or serious physical harm. The
16 provider of wireless telecommunications shall provide the most accurate call location
17 information readily available, given any technical or other limitations that may affect the
18 accuracy of the call location information in the relevant area.
19 (2) Notwithstanding any other provision of law, nothing in this section prohibits a provider of
20 wireless telecommunications from establishing any protocols which enable the provider to
21 disclose call location information voluntarily in an emergency situation that involves the
22 immediate risk of death or serious physical harm.
23 (3) No cause of action may be brought against any provider of wireless telecommunications, its
24 officers, employees or agents for providing call location information while acting in good
25 faith and in accordance with the provisions of sections 2 to 5, inclusive, of this act.

1 Section 4. [*Emergency contact information.*]
2 (1) Any provider of wireless telecommunications shall submit its emergency contact information
3 to the [Department] to facilitate requests from law enforcement agencies for call location
4 information in accordance with section 3 of this act. Such emergency contact information
5 must be submitted:
6 (a) Annually; and
7 (b) As soon as practicable following any change in emergency contact information.
8 (2) The [Department] shall maintain a database which contains all emergency contact
9 information received pursuant to subsection 1 and shall make such information available to a
10 law enforcement agency immediately upon request.
11
12 Section 5. [*Regulations.*]
13 The [Department] may adopt such regulations as are necessary to carry out the provisions of
14 sections 2 to 5, inclusive, of this act.
15
16 Section 6. [*Severability.*] Insert severability clause.
17
18 Section 7. [*Repealer.*] Insert repealer clause.
19
20 Section 8. [*Effective Date.*] Insert effective date.