

1 S.301

2 Senator Brock moves that the bill be amended by adding Sec. X and Sec. Y  
3 to read as follows:

4 Sec. X. 2019 Acts and Resolves No. 79, Sec. 25 is amended to read:

5 Sec. 25. OUTAGES AFFECTING E-911 SERVICE; REPORTING;  
6 RULE; E-911 BOARD

7 The E-911 Board shall adopt a rule establishing protocols for the E-911  
8 Board to obtain or be apprised of, in a timely manner, system outages  
9 applicable to wireless service providers, providers of facilities-based, fixed  
10 voice service that is not line-powered and to electric companies for the purpose  
11 of enabling the E-911 Board to assess 911 service availability during such  
12 outages. An outage for purposes of this section includes any loss of E-911  
13 calling capacity, whether caused by ~~lack of function of the telecommunications~~  
14 ~~subscriber's backup power equipment, lack of function within a~~  
15 ~~telecommunications provider's system~~ network failure, or an outage in the  
16 electric power system. For purposes of this section, a network failure includes  
17 the failure of backup power equipment that is owned and controlled solely by  
18 the telecommunications provider. The rule shall incorporate the threshold  
19 criteria established under 47 C.F.R. Part 4, § 4.9(e) as it pertains to outage  
20 reporting requirements applicable to wireless service providers. The E-911  
21 Board shall file a final proposed rule with the Secretary of State and with the

1 Legislative Committee on Administrative Rules pursuant to 3 V.S.A. § 841 on  
2 or before ~~February 1, 2020~~ September 30, 2020.

3 Sec. Y. OUTAGE REPORTING; LEGISLATIVE INTENT;

4 RECOMMENDATION

5 The General Assembly recognizes that, with respect to outage reporting  
6 requirements applicable to wireless service providers, the federal threshold  
7 criteria established under 47 C.F.R. Part 4, § 4.9(e) may not provide data at a  
8 sufficient level of granularity to adequately inform the E-911 Board of outages  
9 that raise significant public safety concerns for Vermonters. However, the  
10 General Assembly also recognizes that more particularized reporting  
11 requirements will impose additional burdens on Vermont wireless service  
12 providers. Accordingly, to the extent a wireless service provider has the  
13 capability of providing more granular outage data than is required under  
14 applicable FCC rules, such provider may voluntarily report that data to the E-  
15 911 Board. The E-911 Board shall review all outage data reported by wireless  
16 service providers and make a recommendation to the General Assembly on or  
17 before January 1, 2021 as to whether the threshold criteria should be adjusted  
18 in any manner to promote the public's health, safety, and security.