

**PROPOSED REGULATION OF THE  
DEPARTMENT OF PUBLIC SAFETY**

**LCB File No. R059-13**

CHAPTER 707 - TELECOMMUNICATIONS

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**NAC 707.010 Definitions.** (NRS 426.295, 703.025) As used in this chapter, unless the context otherwise requires:

1. "Carrier" means:
  - (a) An intraexchange carrier; and
  - (b) A provider of commercial mobile radio service.
2. "Commercial mobile radio service" has the meaning ascribed to it in NAC 704.786.
3. "Commission" means the Public Utilities Commission of Nevada.
4. "Customer" means a person who:
  - (a) Subscribes to the service of a carrier;
  - (b) Is subject to a fee for the service charged for each line of access per month; and
  - (c) Is not a carrier.
5. "Intraexchange carrier" has the meaning ascribed to it in NAC 704.00864.
6. "Line of access" means any connection between a customer and a carrier that provides the customer with access to telecommunications in Nevada.
7. *"Department" means the Department of Public Safety.*
8. *"Provider of wireless telecommunications" means a person that is licensed by the Federal Communications Commission to provide wireless telecommunications services over a designated radio frequency and is authorized to do business in or submits to the jurisdiction of this State. The term includes a reseller of wireless telecommunication services.*
9. *"Division" means the General Services Division.*
10. *"Terminal Agency Coordinator" means the point of contact at a Nevada criminal justice agency for matters relating to access to the Nevada Criminal Justice Information System and the systems managed by the Federal Bureau of Investigation's Criminal Justice Information Services Division.*

(Added to NAC by Pub. Service Comm'n, eff. 1-6-86; A by Pub. Utilities Comm'n by R010-04, 6-28-2004)

**NAC 707.020 Surcharge for program to provide devices for telecommunication to persons with impaired speech or hearing.** (NRS 426.295, 703.025)

1. On or before June 1 of each year, the Commission, after an investigation and hearing, will notify each carrier of the amount of the surcharge to be assessed and collected for the period from July 1 of that year to June 30 of the next year from each of its customers for the program

developed pursuant to NRS 426.295 by the Office of Disability Services within the Department of Health and Human Services. The surcharge will be assessed for each line of access and will be either a percentage of the basic charge for service to the customer or an equal amount for each customer in a class of customers. An intraexchange carrier may not list the surcharge as a separate item on the customer's bill unless the intraexchange carrier demonstrates to the Commission that it would be unduly burdensome to comply with this provision.

2. The Commission, upon its own motion or upon the petition of an interested person for good cause shown, will conduct a hearing to evaluate the reasonableness of the surcharge currently in effect.

3. The surcharge must be billed by each carrier to its customers on a monthly basis.

(Added to NAC by Pub. Service Comm'n, eff. 1-6-86; A by Pub. Utilities Comm'n by R010-04, 6-28-2004)

**NAC 707.030 Submission of report and money collected as surcharge.** (NRS 426.295, 703.025) No later than January 31 and July 31 of each year, each carrier shall submit to the Commission, for the 6 full months immediately preceding that date, the money collected as the surcharge and a report containing the following information:

1. The name and address of the carrier;
2. The amount of the surcharge for each line of access;
3. The total number of lines of access;
4. The amount of the surcharge collected; and
5. The amount of the surcharge to be submitted to the Commission.

□ Each carrier may submit the money collected with an appropriate report more frequently than twice a year.

(Added to NAC by Pub. Service Comm'n, eff. 1-6-86; A by Pub. Utilities Comm'n by R010-04, 6-28-2004)

**NAC 707.040 Interest earned on surcharges.** (NRS 426.295, 703.025) Each carrier shall keep account of any interest earned on surcharges collected before they are remitted to the Commission. If the interest revenue is not sufficient to reimburse the carrier for costs associated with the collection of the surcharge, the amount of the interest must be deducted in computing the reimbursement claimed.

(Added to NAC by Pub. Service Comm'n, eff. 1-6-86; A by Pub. Utilities Comm'n by R010-04, 6-28-2004)

**NAC 707.050 Review by Commission of program to provide devices for telecommunication to persons with impaired speech or hearing.** (NRS 426.295, 703.025) The Commission will review and approve or disapprove the program developed pursuant to NRS 426.295 by the Office of Disability Services within the Department of Health and Human Services at the hearing held by the Commission each year to determine the amount of surcharge for an upcoming period.

(Added to NAC by Pub. Service Comm'n, eff. 1-6-86; A by Pub. Utilities Comm'n by R010-04, 6-28-2004)

Chapter 707 of NAC is hereby amended by adding thereto a new section to read as follows:

**WIRELESS TELECOMMUNICATIONS COMPANIES TO PROVIDE LAW  
ENFORCEMENT WITH CALL LOCATION INFORMATION IN CERTAIN  
CIRCUMSTANCES.**

***Section 1. The Department shall develop a form for the wireless telecommunication providers to submit contact information that law enforcement can utilize for emergency services or in an emergency situation that involves the immediate risk of death or serious physical harm.***

- 1. General Services Division (GSD), Communications Bureau will provide a form to all wireless telecommunication providers outlining the statute and information required.***
- 2. The form will also include an explanation that no cause of action may be brought against any provider of wireless telecommunications, its officers, employees or agents for providing this information while acting in good faith and in accordance with the statute.***

***Section 2. Any provider of wireless telecommunications shall submit its emergency contact information to the GSD to facilitate requests from law enforcement agencies for call location information.***

- 1. Annually; and***
- 2. As soon as practicable following any change in emergency contact information.***

***Section 3. The Department shall maintain a database which contains all emergency contact information received by the wireless telecommunication providers and shall make such information available to a law enforcement agency immediately upon request.***

- 1. Data from all wireless telecommunication providers will be maintained in a database designated by the GSD, Communications Bureau.***
- 2. Minimum data required includes the date, name and contact phone number that can be reached 24/7.***
- 3. Law enforcement agencies will be instructed through the Terminal Agency Coordinator (TAC) that they can contact any of the GSD, Communications Bureau locations for this information.***

***Section 4. The GSD will ensure the information is being used for emergency services or in an emergency situation that involves the immediate risk of death or serious physical harm.***

***Section 5. The GSD will utilize the Public Utilities Commission's (PUC) list of all the telecommunication providers in Nevada. The GSD will review the list monthly to ensure the most current list of cell phone providers is available.***