

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

SENATE BILL 832

5 By: Senators Wilkins, Bookout, Capps, Glover, Trusty
6
7

For An Act To Be Entitled

9 AN ACT TO ESTABLISH THE ARKANSAS WIRELESS
10 INFORMATION NETWORK FOR ALL STATE, COUNTY, AND
11 MUNICIPAL AGENCIES; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO ESTABLISH THE ARKANSAS
14 WIRELESS INFORMATION NETWORK FOR ALL
15 STATE, COUNTY, AND MUNICIPAL AGENCIES.
16
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. Arkansas Code Title 25, Chapter 4, is amended to add an
22 additional subchapter to read as follows:

23 25-4-201. The Arkansas Wireless Information Network.

24 (a)(1) The Department of Information Systems shall establish, operate,
25 and maintain the Arkansas Wireless Information Network for the use of state,
26 county, and local municipal entities.

27 (2) The Arkansas Wireless Information Network shall not be used
28 for the provision of commercial services to the general public.

29 (3) To avoid the duplication of services and facilities, the
30 department shall make a reasonable effort to use commercial communication
31 service providers to achieve the purpose of subdivision (a)(1) of this
32 section.

33 (b) For the purposes described in subsection (a) of this section, the
34 department powers include:

35 (1) Executing contracts and all other instruments necessary or
36 convenient for the performance of its duties and the exercise of its powers



1 and functions under this chapter, including contracts with private companies;

2 (2) Owning, acquiring, constructing, operating, maintaining, and
3 repairing a communications network and disposing of any portion of it;

4 (3) Entering into agreements with public agencies and
5 governmental entities to provide interoperable communications network
6 services on terms and conditions it considers to be in the best interests of
7 the users of the interoperable communications network; and

8 (4) Acquiring, by gift, grant, or purchase any real property or
9 personal property in connection with the ownership of, the acquisition,
10 construction, operation, and maintenance of an interoperable communications
11 network.

12
13 25-4-202. Arkansas Interoperable Communications Fund.

14 (a)(1) There is established on the books of the Treasurer of State,
15 the Auditor of State, and the Chief Fiscal Officer of the State a fund to be
16 known as the "Arkansas Interoperable Communications Fund".

17 (2) The fund shall consist of:

18 (A) Funds appropriated by the General Assembly;

19 (B) Grants, gifts, and donations received by the State of
20 Arkansas to assist and support the integrated, shared-use wireless
21 communications system;

22 (C) Agency investments in integrated, shared-use wireless
23 communications system;

24 (D) Federal funds;

25 (E) Receipts derived from the service provided to various
26 agencies of the federal, state, city, and county governments and other
27 entities in connection with the integrated, shared-use wireless
28 communications system by the Department of Information Systems; and

29 (F) Any other funds which may be provided by law for
30 credit to the fund.

31 (3) The Department of Information Systems shall file a financial
32 report concerning the fund's use with the Chief Fiscal Officer of the State
33 and the Legislative Council within forty five (45) days of the close of each
34 fiscal year.

35 (b) The fund shall be used to carry out the duties, responsibilities,
36 and authority of the Department of Information Systems for establishing,

1 operating, and maintaining the Arkansas Wireless Information Network.

2
3 25-4-203. The Arkansas Wireless Information Network Executive
4 Committee.

5 (a) The Arkansas Wireless Information Network Executive Committee will
6 provide strategic planning and direction to the Department of Information
7 Systems concerning the establishment, operation, and management of the
8 Arkansas Wireless Information Network, including without limitation:

9 (1) The coordination of communications between systems in the
10 state;

11 (2) Priorities for the state's investment in communications
12 systems;

13 (3) The development of policies and procedures;

14 (4) The development and implementation of any state strategic
15 communications plans; and

16 (5) The concerns and views of state and local agencies
17 responsible for emergency response and the provision of basic governmental
18 services.

19 (b) The membership of the Arkansas Wireless Information Network
20 Executive Committee shall be composed of the following:

21 (1) One (1) member appointed by the Governor;

22 (2) One (1) member appointed Senate Cochair of the Joint
23 Committee on Advanced Communications and Information Technology;

24 (3) One (1) member appointed House Cochair of the Joint
25 Committee on Advanced Communications and Information Technology;

26 (4) The Director of the Department of Finance and Administration
27 or the director's designee;

28 (5) The Director of the Department of Information Systems or the
29 director's designee;

30 (6) The Director of the Department of Arkansas State Police or
31 the director's designee;

32 (7) The Director of the Arkansas Department of Emergency
33 Management or the director's designee;

34 (8) The Executive Chief Information Officer or the officer's
35 designee;

36 (9) The President of the County Judges' Association of Arkansas

1 or the president's designee;

2 (10) The Chair of the Arkansas Wireless Information Network
3 (AWIN) State Leadership Council or the chair's designee;

4 (11) The Cochair of the Arkansas Wireless Information Network
5 (AWIN) State Leadership Council or the cochair's designee;

6 (12) The Chair of the Leadership Council or the chair's
7 designee; and

8 (13) Cochair of the Local Leadership Council or the cochair's
9 designee.

10 (c) The Arkansas Wireless Information Network Executive Committee's
11 duties and powers include without limitation:

12 (1) Holding regular meetings;

13 (2) Adopting committee bylaws;

14 (3) Presenting a quarterly report to the Joint Committee on
15 Advanced Communications and Information Technology;

16 (4) Working to build relationships at the local, state, and
17 federal levels;

18 (5) Developing processes to allow associated equipment to be
19 purchased collectively to ensure compatibility and favorable pricing; and

20 (6) Providing guidance to state, county, and municipal agencies
21 by serving as an advisory body for wireless communications strategies. All
22 agencies in the state may present plans and wireless voice or data
23 communications systems to the Arkansas Wireless Information Network Executive
24 Committee for review and assistance.

25 (d) The chair and vice-chair of the Arkansas Wireless Information
26 Network Executive Committee shall be elected by the members of the committee
27 at their first meeting of each year, the first meeting of which shall be
28 called by the Director of the Department of Information Systems.

29 (e) The Department of Information Systems shall provide staff and
30 facilities for the Arkansas Wireless Information Network Executive Committee.

31
32 25-4-204. The Arkansas Wireless Information Network Local Leadership
33 Council.

34 (a) The Arkansas Wireless Information Network Local Leadership Council
35 is established to provide the Arkansas Wireless Information Network Executive
36 Committee with advice from local public safety and public service interests

1 about the establishment, operation, maintenance, and management of the
2 Arkansas Wireless Information Network.

3 (b) The membership of the Arkansas Wireless Information Network Local
4 Leadership Council shall be composed of the following:

5 (1) The President of the County Judges' Association of Arkansas
6 or the president's designee;

7 (2) The President of the Arkansas Association of Fire Chiefs or
8 the president's designee;

9 (3) The President of the Arkansas Sheriffs' Association or the
10 president's designee;

11 (4) The Executive Director of Arkansas Municipal League or the
12 director's designee;

13 (5) The President of the Arkansas Association of Chiefs of
14 Police or the president's designee;

15 (6) The President of the Arkansas Quorum Court Association or
16 the president's designee;

17 (7) The President of the Arkansas Emergency Management
18 Association or the president's designee; and

19 (8) The President of the Arkansas Hospital Association or the
20 president's designee;

21 (c) The President of the Arkansas Emergency Management Association or
22 his or her designee shall serve as chair of the Arkansas Wireless Information
23 Network Local Leadership Council.

24 (d) A vice-chair of the council shall be elected by the members of the
25 council at their annual meeting the first meeting of which shall be called by
26 the Director of the Department of Information Systems.

27 (e) The Department of Information Systems shall provide staff to
28 coordinate meetings for the council.

29
30 25-4-205. Arkansas Interoperable Communications Network State
31 Leadership Council.

32 (a) The Arkansas Interoperable Communications Network State Leadership
33 Council is established to provide the Arkansas Wireless Information Network
34 Executive Committee with insight concerning the communications needs of
35 Arkansas' state agencies, as well as advice about the establishment,
36 operation, maintenance, and management of the interoperable communications

1 network.

2 (b) The membership of the Arkansas Interoperable Communications
3 Network State Leadership Council shall be composed of the following:

4 (1) The Director of the Department of Health and Human Services
5 or the director's designee;

6 (2) The Director of the Department of Corrections or the
7 director's designee;

8 (3) The Director of the Arkansas State Highway and
9 Transportation Department or the director's designee;

10 (4) The Director of the Arkansas Game and Fish Commission or the
11 director's designee;

12 (5) The Director of the Department of Parks and Tourism or the
13 director's designee;

14 (6) The Director of the Arkansas Forestry Commission or the
15 director's designee; and

16 (7) The Adjutant General of the Arkansas National Guard or the
17 general's designee.

18 (c) The chair and vice-chair of the Arkansas Interoperable
19 Communications Network State Leadership Council shall be elected by the
20 members of the council at their annual meeting the first meeting of which
21 shall be called by the Director of the Department of Information Systems.

22 (d) The Department of Information Systems shall provide staff to
23 coordinate meetings for the Arkansas Interoperable Communications Network
24 State Leadership Council.

25
26 25-4-206. Arkansas Interoperable Communications Advisory Group.

27 (a) The Arkansas Interoperable Communications Advisory Group is
28 established to provide the Arkansas Wireless Information Network Executive
29 Committee with insight about the communications needs of Arkansas' citizens,
30 as well as advice about the establishment, operation, maintenance, and
31 management of the interoperable communications network.

32 (b) The membership of the council shall be composed of the following:

33 (1) A representative of the Federal Bureau of Investigation;

34 (2) A representative of the United States Marshals Service;

35 (3) A representative for the Urban Areas Security Initiative
36 (UASI);

1 (4) A representatives of the state’s utility companies;

2 (5) Representatives of service organizations that provide
3 emergency response disaster relief, such as the Arkansas Red Cross, the
4 American Red Cross, and The Salvation Army; and

5 (6) The regional planning committee chairpersons for 700 and 800
6 MHz.

7 (c) The chair and vice-chair of the Arkansas Interoperable
8 Communications Advisory Group shall be elected by the members of the group at
9 their annual meeting the first meeting of which shall be called by the
10 Director of the Department of Information Systems.

11 (d) The Department of Information Systems shall provide staff to
12 coordinate meetings for the Arkansas Interoperable Communications Advisory
13 Group.

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36