

HOUSE No. 1743

The Commonwealth of Massachusetts

PRESENTED BY:

Colleen M. Garry

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to call location information.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>

HOUSE No. 1743

By Miss Garry of Dracut, a petition (accompanied by bill, House, No. 1743) of Colleen M. Garry and Kay Khan relative to the disclosure of call location information to law enforcement agencies by telephone companies or wireless carriers. Telecommunications, Utilities and Energy.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to call location information.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 14A of chapter 166 of the General Laws, as appearing in the 2014 Official
2 Edition, is hereby amended by striking out subsection (d) and inserting in place thereof the
3 following subsection:-

4 (d) Upon request of a law enforcement agency or a public safety answering point, as
5 defined in section 18A of chapter 6A, on behalf of a law enforcement agency, a telephone
6 company or wireless carrier, as defined in said section 18A, shall provide call location
7 information concerning the telecommunications device of a user to the requesting law
8 enforcement agency or public safety answering point. A law enforcement agency or public safety
9 answering point may not request information under this subsection unless for the purposes of
10 responding to a call for emergency services or in an emergency situation that involves the risk of
11 death or serious physical harm. A telephone company or wireless carrier may establish protocols
12 by which the company or carrier voluntarily discloses call location information. A claim for

13 relief may not be brought in any court against any telephone company or wireless carrier or any
14 other person for providing call location information if acting in good faith and under this section.
15 The state 911 department shall obtain contact information from all telephone companies and
16 wireless carriers authorized to do business in this state to facilitate a request from a law
17 enforcement agency or a public safety answering point on behalf of a law enforcement agency
18 for call location information under this section. The state 911 department shall disseminate the
19 contact information to each public safety answering point in the commonwealth.