



HOUSE OF REPRESENTATIVES

HB 2004

first informer broadcasters

Sponsors: Representatives Borrelli; Goodale

DPA Committee on Public Safety, Military and Regulatory Affairs

X Caucus and COW

House Engrossed

OVERVIEW

Permits the Arizona Division of Emergency Management to coordinate with Arizona broadcasting associations to develop plans in the event of an emergency or disaster and prescribes training requirements for first informer broadcasters.

HISTORY

The Arizona Division of Emergency Management (ADEM) contained within the Department of Emergency and Military Affairs is charged with developing and strengthening partnerships in order to protect the health and safety of Arizona residents and property. The goals of ADEM are to: (1) Reduce or eliminate the effects of disasters through mitigation activities; (2) Increase preparedness to reduce the impact of emergencies and disasters through comprehensive planning, training and exercise programs; (3) Increase state, local and private capabilities to respond and recover from emergencies and disasters; and (4) Implement the Emergency Planning and Community Right-to-Know Act.

PROVISIONS

- Permits ADEM to coordinate with a broadcasting association or cable television telecommunication association in this state, or both, to develop plans for preparing for and responding appropriately to an emergency or disaster.
- Requires specific organizations to train and certify broadcast engineers and technical personnel that are critical to station operations as first informer broadcasters.
- Prescribes the following training and certification requirements:
 - Must be consistent with federal law and guidelines;
 - Include education in restoring, repairing and resupplying any facilities or equipment of a broadcaster in an area affected by an emergency or disaster; and
 - Include education concerning the public safety of a first informer broadcaster in an area affected by an emergency or disaster.
- Instructs state and local government agencies, to the extent practicable, to allow first informer broadcasters access to an area affected by an emergency or disaster for specific outlined purposes.
- Includes definitions for *broadcaster* and *first informer broadcaster*.

AMENDMENTS

Committee on Public Safety, Military and Regulatory Affairs

- Grants ADEM authority over the training program for first informer broadcasters.

REFERENCE TITLE: **first informer broadcasters**

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

HB 2004

Introduced by
Representatives Borrelli: Goodale

AN ACT

AMENDING TITLE 26, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 26-320; RELATING TO EMERGENCY MANAGEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 26, chapter 2, article 1, Arizona Revised Statutes,
3 is amended by adding section 26-320, to read:

4 26-320. First informer broadcasters; training and
5 certification; access; definitions

6 A. THE DIVISION MAY COORDINATE WITH A BROADCASTING ASSOCIATION IN THIS
7 STATE OR A CABLE TELEVISION TELECOMMUNICATION ASSOCIATION IN THIS STATE, OR
8 BOTH, TO DEVELOP COMPREHENSIVE, COORDINATED PLANS FOR PREPARING FOR AND
9 RESPONDING APPROPRIATELY TO AN EMERGENCY OR DISASTER.

10 B. A STATEWIDE ORGANIZATION THAT REPRESENTS BROADCASTERS, CABLE
11 TELEVISION COMMUNICATIONS OR ANY OTHER PROVIDER THAT USES EMERGING
12 TECHNOLOGIES OR A FEDERALLY LICENSED RADIO OR TELEVISION STATION SHALL TRAIN
13 AND CERTIFY BROADCAST ENGINEERS AND TECHNICAL PERSONNEL THAT ARE CRITICAL TO
14 STATION OPERATIONS AS FIRST INFORMER BROADCASTERS. TRAINING AND
15 CERTIFICATION PURSUANT TO THIS SUBSECTION SHALL:

16 1. BE CONSISTENT WITH FEDERAL LAW AND GUIDELINES.
17 2. INCLUDE EDUCATION IN RESTORING, REPAIRING AND RESUPPLYING ANY
18 FACILITIES OR EQUIPMENT OF A BROADCASTER IN AN AREA AFFECTED BY AN EMERGENCY
19 OR DISASTER.

20 3. INCLUDE EDUCATION CONCERNING THE PERSONAL SAFETY OF A FIRST
21 INFORMER BROADCASTER IN AN AREA AFFECTED BY AN EMERGENCY OR DISASTER.

22 C. TO THE EXTENT PRACTICABLE AND CONSISTENT WITH NOT ENDANGERING
23 PUBLIC SAFETY OR INHIBITING RECOVERY EFFORTS, STATE AND LOCAL GOVERNMENT
24 AGENCIES SHALL ALLOW A FIRST INFORMER BROADCASTER TO ACCESS AN AREA AFFECTED
25 BY AN EMERGENCY OR DISASTER TO RESTORE, REPAIR OR RESUPPLY ANY FACILITY OR
26 EQUIPMENT CRITICAL TO THE ABILITY OF A BROADCASTER TO ACQUIRE, PRODUCE AND
27 TRANSMIT ESSENTIAL EMERGENCY OR DISASTER RELATED PUBLIC INFORMATION
28 PROGRAMMING, INCLUDING REPAIRING AND MAINTAINING TRANSMITTERS AND GENERATORS
29 AND TRANSPORTING FUEL FOR GENERATORS.

30 D. FOR THE PURPOSES OF THIS SECTION:

31 1. "BROADCASTER" MEANS A RADIO BROADCASTING STATION, CABLE OPERATOR OR
32 TELEVISION BROADCASTING STATION PRIMARILY ENGAGED IN, AND DERIVING INCOME
33 FROM, THE BUSINESS OF FACILITATING SPEECH VIA OVER-THE-AIR COMMUNICATIONS,
34 BOTH AS TO PURE SPEECH AND COMMERCIAL SPEECH.

35 2. "FIRST INFORMER BROADCASTER" MEANS A PERSON WHO IS TRAINED AND
36 CERTIFIED AS A FIRST INFORMER BROADCASTER PURSUANT TO THIS SECTION.

House Engrossed

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

CHAPTER 20

HOUSE BILL 2004

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9 RESPONDING APPROPRIATELY TO AN EMERGENCY OR DISASTER.

10 B. THE DIVISION MAY DESIGNATE AND AUTHORIZE A STATEWIDE ORGANIZATION
11 THAT REPRESENTS BROADCASTERS, CABLE TELEVISION COMMUNICATIONS OR ANY OTHER
12 PROVIDER THAT USES EMERGING TECHNOLOGIES OR A FEDERALLY LICENSED RADIO OR
13 TELEVISION STATION TO ESTABLISH AND CONDUCT A PROGRAM APPROVED BY THE
14 DIVISION TO TRAIN AND CERTIFY BROADCAST ENGINEERS AND TECHNICAL PERSONNEL
15 THAT ARE CRITICAL TO STATION OPERATIONS AS FIRST INFORMER
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36 2. "FIRST INFORMER BROADCASTER" MEANS A PERSON WHO IS TRAINED AND
37 CERTIFIED AS A FIRST INFORMER BROADCASTER PURSUANT TO THIS SECTION.

~~APPROVED BY THE GOVERNOR APRIL 15, 2014.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 15, 2014.~~

Passed the House February 20, 2014

Passed the Senate April 8, 2014

by the following vote: 60 Ayes,

by the following vote: 27 Ayes,

0 Nays, 0 Not Voting

0 Nays, 3 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

9 day of April, 2014

at 10:00 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 15th day of

April

at 2:40 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 15th day of April, 2014

at 5:03 o'clock P. M.

[Signature]
Secretary of State

H.B. 2004