

HOUSE BILL No. 5599

November 12, 2009, Introduced by Rep. Cushingberry and referred to the Committee on Appropriations.

A bill to amend 1986 PA 32, entitled
"Emergency 9-1-1 service enabling act,"
by amending section 408 (MCL 484.1408), as amended by 2008 PA 48.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 408. (1) Beginning January 1, 2008, a CMRS supplier or
2 reseller shall, until July 1, 2008, for each CMRS connection that
3 has a billing address in this state, continue to collect the
4 service charge that the CMRS supplier or reseller was authorized to
5 collect by this section prior to December 21, 2007. Except as
6 otherwise provided under this act, starting July 1, 2008, a service
7 supplier shall include a state 9-1-1 service charge per month as
8 determined under section 401a. The service supplier shall list the
9 state 9-1-1 service charge authorized under this act as a separate
10 line item on each bill. The service charge shall be listed on the

1 bill as the "state 9-1-1 charge".

2 (2) Each service supplier may retain 2% of the state 9-1-1
3 charge collected under this act to cover the supplier's costs for
4 billing and collection.

5 (3) Except as otherwise provided under subsection (2), the
6 money collected as the state 9-1-1 charge under subsection (1)
7 shall be deposited in the emergency 9-1-1 fund created in section
8 407 no later than 30 days after the end of the quarter in which the
9 state 9-1-1 charge was collected.

10 (4) Except as otherwise provided under section 401a(5), all
11 money collected and deposited in the emergency 9-1-1 fund created
12 in section 407 shall be distributed as follows:

13 (a) 82.5% shall be disbursed to each county that has a final
14 9-1-1 plan in place. Forty percent of the 82.5% shall be
15 distributed quarterly on an equal basis to each county, and 60% of
16 the 82.5% shall be distributed quarterly based on a population per
17 capita basis. Money received by a county under this subdivision
18 shall only be used for 9-1-1 services as allowed under this act.
19 Money expended under this subdivision for a purpose considered
20 unnecessary or unreasonable by the committee or the auditor general
21 shall be repaid to the fund.

22 (b) 7.75% shall be available to reimburse local exchange
23 providers for the costs related to wireless emergency service. Any
24 cost reimbursement allowed under this subdivision shall not include
25 a cost that is not related to wireless emergency service. A local
26 exchange provider may submit an invoice to the commission for
27 reimbursement from the emergency 9-1-1 fund for allowed costs.

1 Within 45 days after the date an invoice is submitted to the
2 commission, the commission shall approve, either in whole or in
3 part, or deny the invoice.

4 (c) 6.0% shall be available to PSAPs for training personnel
5 assigned to 9-1-1 centers. A written request for money from the
6 fund shall be made by a public safety agency or county to the
7 committee. The committee shall semiannually authorize distribution
8 of money from the fund to eligible public safety agencies or
9 counties. A public safety agency or county that receives money
10 under this subdivision shall create, maintain, and make available
11 to the committee upon request a detailed record of expenditures
12 relating to the preparation, administration, and carrying out of
13 activities of its 9-1-1 training program. Money expended by an
14 eligible public safety agency or county for a purpose considered
15 unnecessary or unreasonable by the committee or the auditor general
16 shall be repaid to the fund. The commission shall consult with and
17 consider the recommendations of the committee in the promulgation
18 of rules under section 413 establishing training standards for 9-1-
19 1 system personnel. Money shall be disbursed on a biannual basis to
20 an eligible public safety agency or county for training of PSAP
21 personnel through courses certified by the committee only for
22 either of the following purposes:

23 (i) To provide basic 9-1-1 operations training.

24 (ii) To provide in-service training to employees engaged in 9-
25 1-1 service.

26 (d) 1.88% credited to the department of state police to
27 operate a regional dispatch center that receives and dispatches 9-

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1-1 calls, and 1.87% credited to the department of state police for costs to administer this act and to maintain the office of the state 9-1-1 coordinator.

(5) For fiscal year 2007-2008 only, an amount not to exceed \$500,000.00 to the department of state police to study the feasibility of an IP-based 9-1-1 system in this state.

(6) FOR FISCAL YEARS 2009-2010[AND 2010-2011] ONLY, AN AMOUNT NOT TO EXCEED [\$7,000,000.00] PER FISCAL YEAR SHALL BE DISTRIBUTED TO THE DEPARTMENT OF STATE POLICE TO FUND A PORTION OF THE DEPARTMENT'S COSTS FOR THE MICHIGAN PUBLIC SAFETY COMMUNICATIONS SYSTEM.

(7) ~~(6)~~—Money received by a county under subsection (4)(a) shall be distributed by the county to the primary PSAPs geographically located within the 9-1-1 service district by 1 of the following methods:

(a) As provided in the final 9-1-1 service plan.

(b) If distribution is not provided for in the 9-1-1 service plan under subdivision (a), then according to any agreement for distribution between a county and a public agency.

(c) If distribution is not provided for in the 9-1-1 service plan under subdivision (a) or by agreement between the county and public agency under subdivision (b), then according to the population within the geographic area for which the PSAP serves as primary PSAP.

(d) If a county has multiple emergency 9-1-1 districts, money for that county shall be distributed as provided in the emergency 9-1-1 districts' final 9-1-1 service plans.

1 (8) ~~(7)~~—The commission shall consult with and consider
2 recommendations of the committee in the promulgation of rules under
3 section 413 establishing the standards for the receipt and
4 expenditures of 9-1-1 funds under this act. Receipt of 9-1-1 funds
5 under this act is dependent on compliance with the standards
6 established under this subsection.