

HOUSE BILL No. 6071

December 2, 2014, Introduced by Rep. Kosowski and referred to the Committee on Local Government.

A bill to amend 1986 PA 32, entitled "Emergency 9-1-1 service enabling act," by amending sections 308 and 505 (MCL 484.1308 and 484.1505), section 308 as amended by 2007 PA 164 and section 505 as amended by 1999 PA 81.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 308. The clerk of each county ~~which~~**THAT** has adopted a
2 tentative 9-1-1 service plan under section 303 shall give notice by
3 publication of the hearing on the final 9-1-1 service plan to be
4 held under section 309. ~~The~~**BEFORE JANUARY 1, 2015, THE** notice
5 shall be published twice in a newspaper of general circulation
6 within the county, the first publication of the notice occurring at
7 least 30 days ~~prior to~~**BEFORE** the date of the hearing. **BEGINNING**
8 **JANUARY 1, 2015, THE NOTICE SHALL, AT LEAST 30 DAYS BEFORE THE DATE**

1 OF THE HEARING, BE PROVIDED AS TIER A PUBLIC NOTICE WITH A LINK AS
2 SET FORTH IN THE LOCAL GOVERNMENT PUBLIC NOTICE ACT. The notice
3 shall state all of the following:

4 (a) The time, date, and place of the hearing.

5 (b) A description of the boundaries of the 9-1-1 service
6 district of the final 9-1-1 service plan.

7 (c) That if the board of commissioners of the county, after a
8 hearing, adopts the final 9-1-1 service plan under this act, the
9 state 9-1-1 charge and, if a county 9-1-1 charge has been approved,
10 a county 9-1-1 charge shall be collected on a uniform basis from
11 all service users within the 9-1-1 service district.

12 Sec. 505. (1) After installation and commencement of operation
13 of a 9-1-1 system implemented ~~pursuant to~~ **UNDER** this act, a public
14 agency all or part of which is included within a 9-1-1 service
15 district may withdraw all or part of its jurisdiction from a 9-1-1
16 service district effective January 1 of the following year if all
17 of the following occur:

18 (a) The public agency, after giving notice required in
19 subdivisions (b) and (c), conducts a public hearing on the
20 withdrawal at which all persons attending are afforded a reasonable
21 opportunity to be heard.

22 (b) Written notice of the time, date, and place of the public
23 hearing conducted by the public agency is given to the county clerk
24 and the clerk of each public agency within the 9-1-1 service
25 district, at least 30 days ~~prior to~~ **BEFORE** the date of the hearing.

26 (c) ~~Notice~~ **BEFORE JANUARY 1, 2015, NOTICE** of the time, date,
27 place, and purpose of the public hearing is published twice in a

1 newspaper of general circulation within the public agency, the
2 first publication of the notice occurring at least 30 days ~~prior to~~
3 **BEFORE** the date of the hearing. **BEGINNING JANUARY 1, 2015, THE**
4 **NOTICE OF THE TIME, DATE, PLACE, AND PURPOSE OF THE PUBLIC HEARING**
5 **SHALL, AT LEAST 30 DAYS BEFORE THE DATE OF THE HEARING, BE PROVIDED**
6 **AS TIER A PUBLIC NOTICE WITH A LINK AS SET FORTH IN THE LOCAL**
7 **GOVERNMENT PUBLIC NOTICE ACT.**

8 (d) After the public hearing on withdrawal but prior to 90
9 days before the end of the calendar year, the legislative body of
10 the public agency adopts a resolution withdrawing all or part of
11 the area of the public agency from the 9-1-1 service district. ~~Such~~
12 **THE** resolution shall describe the area of the public agency
13 withdrawing from the 9-1-1 service district. The resolution shall
14 also state the emergency telephone number to be used within the
15 jurisdiction of the public agency following withdrawal from the 9-
16 1-1 service district.

17 (e) Within 5 days after adoption of the resolution by the
18 legislative body of the public agency, the clerk or other
19 appropriate official of the public agency shall forward ~~such~~**THE**
20 resolution by certified mail, return receipt requested, to the
21 county clerk. Within 5 days of receipt of a certified copy of the
22 resolution adopted ~~pursuant to~~**UNDER** this section, the county clerk
23 shall forward ~~such~~**THE** resolution by certified mail, return receipt
24 requested, to the service suppliers providing or designated to
25 provide 9-1-1 service to the area of the public agency withdrawing
26 from the 9-1-1 service district.

27 (2) A public service agency may not withdraw any part of its

1 jurisdiction from a 9-1-1 service district until all outstanding
2 qualified obligations secured by emergency telephone operational
3 charges incurred after the time of the addition of the public
4 service agency to the 9-1-1 service area agreed to by the
5 withdrawing public service agency and the remaining public service
6 agencies comprising the 9-1-1 service district are paid or other
7 provisions are made to pay the qualified obligations.

8 Enacting section 1. This amendatory act does not take effect
9 unless House Bill No. 5560 of the 97th Legislature is enacted into
10 law.