

HOUSE BILL NO. 6396

November 12, 2020, Introduced by Reps. Steven Johnson and Meerman and referred to the Committee on Government Operations.

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~~**must** give

1 notice by publication of the hearing on the final 9-1-1 service
 2 plan to be held under section 309. ~~The~~ **Before January 1, 2022, the**
 3 notice ~~shall~~ **must** be published twice in a newspaper of general
 4 circulation within the county, the first publication of the notice
 5 occurring at least 30 days ~~prior to~~ **before** the date of the hearing.
 6 **Beginning January 1, 2022, the notice must, at least 30 days before**
 7 **the date of the hearing, be posted as provided in the local**
 8 **government public notice act.** The notice ~~shall~~ **must** state all of
 9 the following:

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

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

13 (c) That if the board of commissioners of the county, after a
 14 hearing, adopts the final 9-1-1 service plan under this act, the
 15 state 9-1-1 charge and, if a county 9-1-1 charge has been approved,
 16 a county 9-1-1 charge ~~shall~~ **will** be collected on a uniform basis
 17 from all service users within the 9-1-1 service district.

18 Sec. 505. (1) After installation and commencement of operation
 19 of a 9-1-1 system implemented ~~pursuant to~~ **under** this act, a public
 20 agency all or part of which is included within a 9-1-1 service
 21 district may withdraw all or part of its jurisdiction from a 9-1-1
 22 service district effective January 1 of the following year if all
 23 of the following occur:

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

28 (b) Written notice of the time, date, and place of the public
 29 hearing conducted by the public agency is given to the county clerk

1 and the clerk of each public agency within the 9-1-1 service
2 district, at least 30 days ~~prior to~~ **before** the date of the hearing.

3 (c) ~~Notice~~ **Before January 1, 2022, notice** of the time, date,
4 place, and purpose of the public hearing is published twice in a
5 newspaper of general circulation within the public agency, the
6 first publication of the notice occurring at least 30 days ~~prior to~~
7 **before** the date of the hearing. **Beginning January 1, 2022, the**
8 **notice of the time, date, place, and purpose of the public hearing**
9 **must, at least 30 days before the date of the hearing, be posted as**
10 **provided in the local government public notice act.**

11 (d) After the public hearing on withdrawal but prior to 90
12 days before the end of the calendar year, the legislative body of
13 the public agency adopts a resolution withdrawing all or part of
14 the area of the public agency from the 9-1-1 service district. ~~Such~~
15 **The** resolution ~~shall~~ **must** describe the area of the public agency
16 withdrawing from the 9-1-1 service district. The resolution ~~shall~~
17 **must** also state the emergency telephone number to be used within
18 the jurisdiction of the public agency following withdrawal from the
19 9-1-1 service district.

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

1 (2) A public service agency may not withdraw any part of its
2 jurisdiction from a 9-1-1 service district until all outstanding
3 qualified obligations secured by emergency telephone operational
4 charges incurred after the time of the addition of the public
5 service agency to the 9-1-1 service area agreed to by the
6 withdrawing public service agency and the remaining public service
7 agencies comprising the 9-1-1 service district are paid or other
8 provisions are made to pay the qualified obligations.

9 Enacting section 1. This amendatory act does not take effect
10 unless Senate Bill No.____ or House Bill No. 6440 (request no.
11 02449'19) of the 100th Legislature is enacted into law.