

SENATE BILL No. 18

January 11, 1989, Introduced by Senators EHLERS, KELLY, SCHWARZ, SEDERBURG and GEO. HART and referred to the Committee on Health Policy.

A bill to amend the title and sections 401, 602, 704, and 707 of Act No. 32 of the Public Acts of 1986, entitled "Emergency telephone service enabling act," being sections 484.1401, 484.1602, 484.1704, and 484.1707 of the Michigan Compiled Laws; to add sections 319 and 704a; and to repeal certain parts of the act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 401, 602, 704, and 707 of
2 Act No. 32 of the Public Acts of 1986, being sections 484.1401,
3 484.1602, 484.1704, and 484.1707 of the Michigan Compiled Laws,
4 are amended and sections 319 and 704a are added to read as
5 follows:

TITLE

1
2 An act to provide for the establishment of universal emer-
3 gency telephone districts; to provide for the installation, oper-
4 ation, modification, and maintenance of universal emergency tele-
5 phone systems; to provide for the imposition and collection of
6 CERTAIN charges; ~~associated therewith;~~ to provide the powers
7 and duties of certain state agencies, local units of government,
8 public officers, telephone service suppliers, and others; to
9 create an emergency telephone service committee AND A STATE COOR-
10 DINATING UNIT; to provide remedies; to provide penalties; and to
11 repeal certain ~~acts and~~ parts of ~~acts~~ THIS ACT on specific
12 dates.

13 SEC. 319. A PUBLIC AGENCY WHICH PLANS TO ESTABLISH A 9-1-1
14 SYSTEM WITHOUT USING THE FINANCING METHOD PROVIDED BY SECTION 401
15 SHALL DO ALL OF THE FOLLOWING:

16 (A) PROVIDE PUBLIC NOTICE OF ITS INTENT TO ENTER INTO A CON-
17 TRACT FOR 9-1-1 SERVICES. THE PUBLIC NOTICE SHALL BE PROVIDED IN
18 THE SAME MANNER AS REQUIRED UNDER SECTION 308.

19 (B) PROVIDE PUBLIC NOTICE OF ITS INTENT TO ENTER INTO A CON-
20 TRACT FOR 9-1-1 SERVICES TO THE COUNTY BOARD OF COMMISSIONERS OF
21 THE COUNTY WITHIN WHICH THE PUBLIC AGENCY IS LOCATED AND TO ALL
22 OTHER PUBLIC AGENCIES WHICH SHARE WIRE CENTERS WITH THE CONTRACT-
23 ING PUBLIC AGENCY. THE PUBLIC NOTICE SHALL BE PROVIDED IN THE
24 SAME MANNER AS REQUIRED UNDER SECTION 308.

25 (C) CONDUCT A PUBLIC HEARING IN THE SAME MANNER AS REQUIRED
26 UNDER SECTION 309.

1 Sec. 401. (1) As soon as feasible after installation and
2 commencement of operation of a 9-1-1 system in a 9-1-1 service
3 district, the service supplier shall provide a billing and col-
4 lection service for an emergency telephone charge from all serv-
5 ice users of the service supplier within the 9-1-1 service
6 district. The emergency telephone charge shall be uniform per
7 each exchange access facility within the 9-1-1 service district.
8 The portion of the emergency telephone charge which represents
9 start-up costs, nonrecurring billing, installation, service, and
10 equipment charges of the service supplier, including the costs of
11 updating equipment necessary for conversion to 9-1-1 service,
12 shall be amortized over a period not to exceed ~~5~~ 10 years, as
13 approved by the public service commission, and shall be billed
14 and collected from all service users only until such amounts are
15 fully recouped by the service supplier. Recurring costs and
16 charges included in the emergency telephone charge shall continue
17 to be billed to the service user. Subject to the limitation pro-
18 vided by subsection (2), the amount of the emergency telephone
19 charge to be billed to the service user shall be computed by
20 dividing the total emergency telephone charge by the number of
21 exchange access facilities within the 9-1-1 service district.

22 (2) The amount of emergency telephone charge payable monthly
23 by a service user for recurring costs and charges shall not
24 exceed 2% of the highest monthly base rate charged by the service
25 supplier for 1-party unlimited calling within the 9-1-1 service
26 district. The amount of emergency telephone charge payable
27 monthly by a service user for nonrecurring costs and charges

1 shall not exceed ~~an additional like amount~~ 5% OF THE HIGHEST
2 MONTHLY BASE RATE CHARGED BY THE SERVICE SUPPLIER FOR 1-PARTY
3 UNLIMITED CALLING WITHIN THE 9-1-1 SERVICE DISTRICT. The differ-
4 ence, if any, between the amount of the emergency telephone
5 charge computed under subsection (1) and the maximum permitted
6 under this subsection shall be paid by the county from funds
7 available to the county or through cooperative arrangements with
8 public agencies within the 9-1-1 service district.

9 (3) The emergency telephone charge shall be collected in
10 accordance with the regular billings of the service supplier.
11 The emergency telephone charge payable by service users pursuant
12 to this act shall be added to and may be stated separately in the
13 billings to service users.

14 Sec. 602. A dispute between or among 1 or more service sup-
15 pliers ~~, counties, public agencies, public service agencies, or~~
16 ~~any combination thereof~~ regarding their respective rights and
17 duties under this act shall be heard as a contested case before
18 the public service commission as provided in the administrative
19 procedures act of 1969, Act No. 306 of the Public Acts of 1969,
20 being sections 24.201 to 24.328 of the Michigan Compiled Laws.

21 Sec. 704. The committee shall do all of the following:

22 (a) Organize and adopt standards governing the committee's
23 formal and informal procedures.

24 (b) Meet NOT LESS THAN 4 TIMES PER YEAR at a place and time
25 specified by the chairperson.

26 (c) Keep a record of the proceedings and activities of the
27 committee.

1 (d) Provide recommendations to public safety answering
2 points and secondary public safety answering points on statewide
3 technical and operational standards for PSAPs and secondary
4 PSAPs.

5 (e) Provide recommendations to public agencies concerning
6 model systems to be considered in preparing a 9-1-1 service
7 plan.

8 ~~(f) Research and make recommendations to the legislature no~~
9 ~~later than March 31, 1993 on coordination and establishment of a~~
10 ~~statewide emergency telephone service.~~ ADVISE AND MAKE RECOMMEN-
11 DATIONS TO THE STATE 9-1-1 SERVICE COORDINATION UNIT, WHICH SHALL
12 INCLUDE THE DEVELOPMENT OF A MODEL 9-1-1 IMPLEMENTATION PLAN.

13 ~~(g) Research and make recommendations to the legislature~~
14 ~~and the department of management and budget on providing state~~
15 ~~wide staff assistance to 9-1-1 service districts.~~ ASSESS THE
16 PROGRESS OF IMPLEMENTING THE 9-1-1 SYSTEM STATEWIDE.

17 (H) ASSIST THE 9-1-1 SERVICE COORDINATION UNIT IN THE PREPA-
18 RATION OF ALL REQUIRED REPORTS SUBMITTED TO THE LEGISLATURE.

19 SEC. 704A. (1) THE STATE 9-1-1 SERVICE COORDINATION UNIT IS
20 ESTABLISHED WITHIN THE DEPARTMENT OF MANAGEMENT AND BUDGET.

21 (2) THE STATE 9-1-1 COORDINATION UNIT SHALL DO ALL OF THE
22 FOLLOWING:

23 (A) PROVIDE STAFF TO THE EMERGENCY TELEPHONE SERVICE
24 COMMITTEE.

25 (B) PROVIDE TECHNICAL ASSISTANCE TO 9-1-1 SERVICE
26 DISTRICTS.

1 (C) DEVELOP A MODEL 9-1-1 IMPLEMENTATION PLAN.

2 (D) ASSIST IN RESOLVING DISPUTES BETWEEN LOCAL UNITS OF
3 GOVERNMENT.

4 (E) PERFORM SUCH OTHER DUTIES AS ARE REQUIRED TO ENSURE THE
5 SUCCESS OF DEVELOPING, IMPLEMENTING, AND OPERATING 9-1-1 SYSTEMS
6 ACROSS THE STATE.

7 (F) RESEARCH AND MAKE RECOMMENDATIONS TO THE LEGISLATURE AT
8 LEAST ONCE EVERY 2 YEARS ON THE COORDINATION AND ESTABLISHMENT OF
9 STATEWIDE EMERGENCY TELEPHONE SERVICE.

10 Sec. 707. This chapter is repealed effective March 31,
11 ~~1993~~ 1998.

12 Section 2. Sections 601 and 603 of Act No. 32 of the Public
13 Acts of 1986, being sections 484.1601 and 484.1603 of the
14 Michigan Compiled Laws, are repealed.