

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4787

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 2010 PA 284.

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 bill and collect a state 9-1-1 service charge per
8 month as determined under section 401a. The service supplier shall
9 list the state 9-1-1 service charge authorized under this act as a
10 separate line item on each bill. The service charge shall be listed

1 on the 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% shall be credited to the department of state police
27 to operate a regional dispatch center that receives and dispatches

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

4 (5) For fiscal year 2010-2011 only, an amount not to exceed
5 \$1,700,000.00 is distributed to the department of state police for
6 an integrated IP-based 9-1-1 mapping system in this state. The
7 money distributed under this subsection is for the restricted
8 purpose of matching funds for the state's award of a grant under
9 the grant program established ~~pursuant to~~ **UNDER** the federal
10 ensuring needed help arrives near callers employing 911 act of
11 2004, 47 USC 942, to be used solely for the acquisition and
12 deployment of a state integrated IP-based 9-1-1 mapping system. All
13 costs associated with the state integrated IP-based 9-1-1 mapping
14 system including, but not limited to, its construction,
15 administration, and maintenance shall only be paid from money
16 distributed under this subsection and any federal grant money.

17 ~~(6) For fiscal year 2009-2010 only, an amount not to exceed~~
18 ~~\$5,000,000.00 shall be distributed to the department of state~~
19 ~~police to fund a portion of the department's costs for the Michigan~~
20 ~~public safety communications system. For fiscal year 2010-2011~~
21 only, an amount not to exceed \$7,000,000.00 shall be distributed to
22 the department of state police to fund a portion of the
23 department's costs for the Michigan public safety communications
24 system. **FOR FISCAL YEAR 2011-2012 ONLY, AN AMOUNT NOT TO EXCEED**
25 **\$7,000,000.00 SHALL BE DISTRIBUTED TO THE DEPARTMENT OF STATE**
26 **POLICE TO FUND A PORTION OF THE DEPARTMENT'S COSTS FOR THE MICHIGAN**
27 **PUBLIC SAFETY COMMUNICATIONS SYSTEM. FOR FISCAL YEAR 2011-2012**

1 ONLY, FROM MONEY NOT DISTRIBUTED TO LOCAL EXCHANGE PROVIDERS UNDER
2 SUBSECTION (4) (B), AN AMOUNT NOT TO EXCEED \$150,000.00 SHALL BE
3 DISTRIBUTED TO THE DEPARTMENT OF TREASURY TO FUND A PORTION OF THE
4 DEPARTMENT'S COSTS IN ADMINISTERING THIS ACT.

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

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

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

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

18 (d) If a county has multiple emergency 9-1-1 districts, money
19 for that county shall be distributed as provided in the emergency
20 9-1-1 districts' final 9-1-1 service plans.

21 (8) The commission shall consult with and consider
22 recommendations of the committee in the promulgation of rules under
23 section 413 establishing the standards for the receipt and
24 expenditure of 9-1-1 funds under this act. Receipt of 9-1-1 funds
25 under this act is dependent on compliance with the standards
26 established under this subsection.