



STATE OF MICHIGAN

JENNIFER M. GRANHOLM
GOVERNOR

EMERGENCY TELEPHONE SERVICE COMMITTEE
EAST LANSING

SHERIFF DALE GRIBLER
CHAIR

EMERGENCY TELEPHONE SERVICE COMMITTEE
Senate Appropriations Committee Room
State Capital
Lansing, Michigan
March 17, 2008
10:00 a.m.

MEETING MINUTES

MEMBERS PRESENT	REPRESENTING
Sheriff Dale Gribler, Chair	Michigan Sheriffs' Association
Mr. John Bawol	Assn. of Public Safety Comm. Officials
Ms. Jeannine Benedict	Dept. of Labor and Economic Growth
Tpr. Chris Bommarito	Michigan State Police Troopers Association
Mr. Hugh Crawford	Michigan Association of Counties
Lt. Col. Kriste Etue (Captain Charles Bush, Alternate)	Department of State Police
Mr. Lloyd Fayling	Public Member, Senate Appointee
Mr. James Fyvie, Vice Chair	Michigan Communications Directors Assoc.
Ms. Suzan Hensel Clark	National Emergency Number Association
Mr. John Hunt	Public Member, Governor's Appointee
Mr. Dan Kearney	Michigan Public Service Commission
Mr. Larry Orlowski	Deputy Sheriff's Association
Mr. Dave Piasecki	Telecommunications Association of Michigan
Mr. Robert Struck (Mr. James Loeper, Alternate)	UP Emergency Medical Services Corporation
Mr. Scott Temple	Commercial Mobile Radio Service
Chief Paul Trinko	Michigan Association of Fire Chiefs

MEMBERS ABSENT	REPRESENTING
Mr. Dale Berry	Michigan Association of Ambulance Services
Mr. John Buczek	Fraternal Order of Police
Mr. Miles Handy II	Public Member, House Appointee
Chief Kay Hoffman	Michigan Association of Chiefs of Police
Mr. Paul Hufnagel	Michigan Professional Firefighters Association

STAFF SUPPORT	REPRESENTING
Ms. Harriet Miller-Brown	Department of State Police
Ms. Janet Hengesbach	Department of State Police
Ms. Gina Rosendall	Department of State Police

ROLL CALL

The Emergency Telephone Service Committee (ETSC) meeting was called to order by Chair Dale Gribler at 10:00 a.m.

Association of Public Safety Communications Officials • Commercial Mobile Radio Service • Department of Labor and Economic Growth • Department of State Police • Deputy Sheriff's Association • Fraternal Order of Police • Michigan Association of Ambulance Services • Michigan Association of Chiefs of Police • Michigan Association of Counties • Michigan Communications Directors Association • Michigan Association of Fire Chiefs • Michigan Professional Firefighters Union • Michigan Public Service Commission • Michigan Sheriffs' Association • Michigan State Police Troopers Association • National Emergency Number Association • Telecommunications Association of Michigan • Upper Peninsula Emergency Medical Services • Members of the general public appointed by the Governor, Speaker of the House, and Majority Leader of the Senate

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APPROVAL OF MINUTES

A **MOTION** was made by Mr. Bawol to approve the minutes of the December 11, 2007 ETSC meeting. Supported by Mr. Loeper, the **MOTION** carries.

CORRESPONDENCE

Sheriff Gribler recognized and welcomed two new members present at today's meeting: Tpr. Chris Bommarito representing the MSPTA and Mr. Larry Orlowski representing the Deputy Sheriff's Association.

At this time, Sheriff Gribler requested a moment of silence for Ms. Cheryl Kiefer from the Jackson County Ambulance Service and Ms. Julie Roche from the Livingston County Central Dispatch who passed away recently and also for a deputy from the VanBuren County Sheriff's Department who died earlier today in an auto accident.

OLD BUSINESS

A. Prepaid Reimbursement Issues

Ms. Kristin Smith represented the Attorney's General's office for a quarterly update regarding pending litigation with Tracfone, Omnipoint Holdings and Virgin Mobile. Ms. Smith noted that Omni Point and Virgin Mobile cases are on hold under a Stay Order while the Tracfone case is pending in the Court of Appeals.

B. MPSC Surcharge Update

Ms. Smith recommended that the ETSC enter into closed to session to further discuss this issue. Ms. Hensel Clark made a **MOTION** to go into closed session, Mr. Loeper supported.

Yes	No	Abstain	Absent
Bawol		Kearney	Buczek
Temple			Handy
Benedict			Hoffman
Bush			Berry
Orlowski			Hufnagel
Hunt			
Crawford			
Fyvie			
Trinka			
Gribler			
Bommarito			
Hensel Clark			
Fayling			
Piasecki			
Loeper			

Following roll call vote, the **MOTION** carries.

The meeting reconvened to the public at 10:45 a.m.

The MPSC issued an order for the county 9-1-1 surcharges under U-15489 last week that did not, with one exception, adopt the recommendations of the ETSC for counties requesting 2.7% above their 2007 revenues. The order also stated several routes of appeals that counties could follow and one of them was the dispute process cited in the order. Under the current circumstances, this

process is not applicable as a formal action has already been initiated through MPSC U-15489. The ETSC is not in the position nor has the authority to hear appeals as the MPSC order stated. Counties and 9-1-1 centers that plan on filing an appeal to the MPSC's decision, should be directed to the MPSC or Ingham County Circuit Court. Mr. Loeper stated that the ETSC and its subcommittees worked diligently on this project. It is important to send a message to the legislature and the commission that the requests made by the counties are what they need to run their 9-1-1 centers. Mr. Loeper stated the ETSC needs to stand behind the counties during the appeal process

Mr. Fyvie added that he believes that the Public Service Commission did not follow the law in regards to necessary and reasonable. As this body is the representation of public safety in this state, Mr. Fyvie made a **MOTION** that a letter be written to the MPSC that they review the facts in regard to the applications. Ms. Hensel Clark supported. Mr. Fayling also supports but is interested in what Ms. Smith has to say about any future county litigation.

Ms. Smith did not have an immediate answer at this time regarding any future county litigation. The ETSC can communicate to the MPSC that they do not agree with their decision. This would be a decision by this board as an advisory council.

Ms. Benedict inquired as to what correspondence was sent to the MPSC. Ms. Miller-Brown explained that a letter summarizing the process, and final recommendations from the ETSC was drafted from her office on behalf of the ETSC. A copy of that letter was emailed to all members when it was sent to the MPSC. (The Executive Board was given a copy to review before it was issued to the MPSC).

Mr. Piasecki noted that since he represents the landline industry, there is another issue and it has to do with the intent of the legislation. Providers felt that the intent was to make this revenue neutral and to stabilize funding. Some providers were shocked by the amount of increases the counties were requesting above their 2007 revenue. The providers did not feel as though this was consistent with the intent of the legislation.

Mr. Fyvie made a **MOTION** to draft a letter to the MPSC regarding the appeal process of this committee as set out in the U-15489 order and make them aware that the ETSC followed the statute as a committee. Ms. Hensel Clark supported.

Yes	No	Abstain	Absent
Bawol	Temple	Benedict	Buczek
Bush	Piasecki	Kearney	Handy
Orlowski			Berry
Hunt			Hoffman
Crawford			Hufnagel
Fyvie			
Trinka			
Gribler			
Bommarito			
Hensel Clark			
Fayling			
Loeper			

Following roll call vote, the **MOTION** carries.

NEW BUSINESS

A. HB 5892

This bill was recently introduced by Rep. John Espinoza and seeks to extend the 9-1-1 sunset of the current statute from Feb 28, 2009 to December 31, 2013. Copies of this bill are in member's packets for today's meeting.

B. ETSC Appointments

The State 9-1-1 Administrator's office was recently notified of the term extensions of Mr. Hunt and Mr. Temple by the Governor's Office until December 31, 2009. The State 9-1-1 office has not received notification of term extensions of Mr. Fayling by the Senate Majority Leader or Supervisor Handy by the Speaker of the House of Representatives. The State 9-1-1 office will look into this.

C. Verizon Invoices

There are no A T & T invoices submitted for approval today.

Verizon submitted an invoice totaling \$168,485.61 to the State 9-1-1 Administrator's office from the Michigan Public Service Commission for approval from the ETSC. Mr. Bawol made a **MOTION** to approve the invoice from Verizon, Mr. Piasecki supported. The **MOTION** carries.

D. National Public Safety Telecommunications Week

This year National Public Safety Telecommunications Week is April 13-19. In the past the State 9-1-1 office has developed a certificate that is mailed to each PSAP in the state of Michigan, they will continue that action this year. A resolution was developed saluting the 9-1-1 telecommunicators. Ms. Hensel Clark made a **MOTION** to approve this resolution, Mr. Loeper supported, the **MOTION** carries.

CMRS SUBCOMMITTEE REPORT

A. Review of Invoices

There were no invoices submitted as the deadline for submission of invoices for cost recovery to providers was December 31, 2006.

LEGISLATIVE ACTION SUBCOMMITTEE REPORT

Ms. Miller-Brown noted there was no report, but Lt. Colonel Etue will be scheduling a Legislative Action Subcommittee meeting. Now that HB 5892 has been introduced, the LAS should make recommendations on what further action needs to be taken at this juncture.

POLICY SUBCOMMITTEE REPORT

Since Mr. Berry was absent for today's meeting, Sheriff Gribler inquired to Mr. Hunt if there has been any development of a teleconferencing policy. Mr. Hunt has not received any correspondence regarding this but will make an inquiry to Mr. Berry requesting the status of any work that has been done thus far.

CERTIFICATION SUBCOMMITTEE REPORT

Ms. Hensel Clark began her report by making a reference to the recent meetings of the Certification Subcommittee. Since the primary work of the Subcommittee recently was to review information by counties requesting 9-1-1 surcharge increases, there was 4 separate meetings that totaled approximately 3 days. The minutes from these meetings are more extensive than usual. The minutes will be complete and presented for subcommittee review by the May Certification Subcommittee meeting. Perhaps in the future there could be some wording in the ETSC by-laws discussing exceptions such as this.

A. Updates on county compliance reviews

Newaygo County

The site visit has been completed. The final report is not ready for presentation as this time.

Crawford County

A pre-review meeting with the compliance review team has been scheduled for early April. A preview meeting was scheduled in February, but because of the surcharge work of the Certification Subcommittee, that meeting had to be canceled. The compliance review team has the preliminary data regarding this review.

B. Certification of 1st Quarter wireless funds

Ms. Hensel Clark made a **MOTION** that a recommendation by the Certification Subcommittee that all 82 counties and 4 Wayne County Service Districts be certified for 1st quarter 9-1-1 wireless funds, Mr. Bawol supported. The **MOTION** carries.

C. Rulemaking: Enhanced 9-1-1

The Certification Subcommittee members briefly discussed the new responsibility of Rulemaking. Ms. Miller-Brown suggested that the first goal would be the requirement of implementing Enhanced 9-1-1. The subcommittee will work on a definition of this during upcoming meetings.

Sheriff Gribler advised the members that Ms. Hensel Clark will be retiring from Midland County Central Dispatch effective July 31, 2008. She has resigned from the ETSC effective April 30. Because of this, a new Chair of the Certification Subcommittee will be needed. An email was sent out to the members announcing the opening and requesting anyone interested to contact Sheriff Gribler by Friday March 21, 2008.

EMERGING TECHNOLOGY SUBCOMMITTEE REPORT

Mr. Hunt noted there is no items open to be discussed. He offered assistance of this subcommittee to Ms. Miller-Brown with the upcoming IP 9-1-1 study.

DISPATCHER TRAINING SUBCOMMITTEE REPORT

A. 2008 Dispatcher Training Application Update

Chair Moorman discussed the recent application process for 2008 dispatcher training monies. 115 total applications representing 1,475 telecommunicators in the state of Michigan were approved for 2008 Dispatcher Training Funds. Tpr. Moorman made a **MOTION** that the 2008 Training Application process be approved for the 1st distribution in May. Ms Hensel Clark supported, the **MOTION** carries.

B. Dispatcher Training work group recognition

Tpr Moorman began by reviewing why this group was developed and the work they have accomplished. At the December 11, 2007 ETSC meeting, the Recommendation for Minimum Training Standards final document was presented and approved by the ETSC. Certificates of appreciation for the work and time spent by this work group were presented. Appearing today from that work group is Mr. Phil Nowacki from Pittsfield Township Police Department, Ms. Christina Russell from Oakland County Sheriff Department, and Ms. Mimi Yenshaw from Livingston County Central Dispatch. Kathy Castiglone, Laura Peeples and Sue Thompson also from that work group were not able to attend today.

C. Appointment of DT Subcommittee Chair

Tpr. Moorman announced earlier this year that he would be resigning as Chair of the Dispatcher Training Subcommittee effective with today's ETSC meeting. Members of the ETSC were invited to contact Sheriff Gribler indicating their interest in this position. Chair Gribler appointed Mr. Fyvie as Chair of this Subcommittee.

Sheriff Gribler thanked Tpr. Moorman for his service on this committee.

STATE 9-1-1 ADMINISTRATORS REPORT

Since the recent passage of P.A. 164 and 165, the course approval process has moved to the ETSC from MCOLES. Ms. Rosendall has been working with the dispatcher training work group and training providers to make this a seamless transition.

The Communications Providers database has been developed with over 500 entries. Correspondence is being mailed to all providers - wireless, wireline, VoIP and prepaid. The Department of Treasury is also requesting a copy of this database.

NENA goes to Washington DC – U.S. Senate Bill S428 was passed by the U.S. House with substitute language changes to the U.S. Senate version. The bill is now going to conference committee. It gives states and local units of government authority to access and collect 9-1-1 surcharges on VoIP and liability protection for VoIP services and expands the ENHANCE 911 Act grant program to include IP 9-1-1 system enhancements.

The US House of Representatives passed H. Res 537 recognizing the importance of 9-1-1 education and directing the administration to establish a National 9-1-1 Education month.

The ETSC last year authorized Ms. Miller-Brown to participate in the filing of a FCC petition with Tennessee with regard to non-initialized phone usage. That filing has been made by Tennessee, Michigan, as well as New Jersey, Washington, and Montana joining the petition.

Baraga County – They expect to set a cut-over date sometime this spring. Ms. Miller-Brown will advise the ETSC of a "go live" date.

91A report – A copy of the executive summary of the 9-1-1 Industry Alliance recently issued "Health of the US 9-1-1 Systems" is in member's packets.

IP 9-1-1 Study – Ms. Miller-Brown has had the first meeting, to get the study authorized by P.A. 165 of 2007 and will begin to write the RFP.

PUBLIC COMMENT

Ms. Marsha Bianconi from the Conference of Western Wayne inquired if the communications providers list will be available on the ETSC web site. At this time, that list may will not be posted on the site but can be requested from the State 9-1-1 office within the next 3 weeks.

She is also inquiring as to which Michigan PSAPs that was approved for 2008 Dispatcher training Funds. Janet will send her that list today.

NEXT MEETING

The next ETSC meeting will be held at 10:00 a.m. on Tuesday June 24, 2008. The location will be announced.

Mr. Fyvie reminded the new members that any notes taken during closed session needs to be kept separate and not to be disclosed.

ADJOURN

Chair Gribler adjourned the meeting at 11:30 a.m.

Approved,

A handwritten signature in black ink, appearing to read "Dale Gribler". The signature is cursive and somewhat stylized.

SHERIFF DALE GRIBLER, CHAIR