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Legislative Document

No. 372

S.P. 152

In Senate, February 12, 2013

An Act To Transfer the Responsibilities of the Department of Public Safety, Maine Communications System Policy Board to the Bureau of Consolidated Emergency Communications

Submitted by the Department of Public Safety pursuant to Joint Rule 204.
Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator YOUNGBLOOD of Penobscot.
Cosponsored by Representative KESCHL of Belgrade.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 5 MRSA §12004-I, sub-§74-D**, as enacted by PL 2003, c. 678, §1, is
3 repealed.

4 **Sec. 2. 25 MRSA §1531**, as amended by PL 2009, c. 617, §§1 to 4, is repealed.

5 **Sec. 3. 25 MRSA §1532**, as enacted by PL 2003, c. 678, §2, is repealed.

6 **Sec. 4. 25 MRSA §1533, sub-§2**, as enacted by PL 2009, c. 317, Pt. C, §1, is
7 amended to read:

8 **2. Director; duties.** The Commissioner of Public Safety shall hire a Director of the
9 Bureau of Consolidated Emergency Communications, referred to in this chapter as "the
10 director." The director shall establish and carry out policies and procedures ~~established~~
11 ~~by the board~~. The director shall administer the bureau to safeguard the public safety by
12 the provision of 24-hour per day E-9-1-1 call-taking and dispatching services to first
13 responders.

14 **Sec. 5. 25 MRSA §1535**, as amended PL 2011, c. 505, §2, is further amended to
15 read:

16 **§1535. Fees for public safety answering point services and dispatch services**

17 The ~~board~~ bureau, in accordance with this section, shall establish the fees that must
18 be paid by political subdivisions for public safety answering point services and dispatch
19 services provided by the department to those political subdivisions, including services
20 provided pursuant to section 2923-A. All political subdivisions that are to be provided
21 public safety answering point services and dispatch services shall provide to the ~~board~~
22 bureau all information the ~~board~~ bureau determines necessary in order to establish the
23 fees.

24 **1. Fees.** The ~~board~~ bureau shall seek to establish fees under this section that are
25 based on the incremental costs of providing public safety answering point services and
26 dispatch services to political subdivisions.

27 **2. Base funding level.** In order to determine incremental costs under subsection 1,
28 the ~~board~~ bureau shall first establish a base funding level, consistent with the department's
29 legislatively approved budget for public safety answering point services and dispatch
30 services, required to provide public safety answering point services and dispatch services
31 to State Government entities. The base funding level must be based on services provided
32 by the department prior to the provision of emergency dispatch and E-9-1-1 call-taking
33 services to municipal and county governments as a result of actions taken by the bureau
34 under section 1533. The base funding level must be excluded by the ~~board~~ bureau from
35 its determination of incremental costs under subsection 1.

36 **3. Consideration of population.** If a fee established under this section for a
37 political subdivision is based in whole or in part on population, the population of the

1 political subdivision may not include persons held at a correctional facility, as defined in
2 Title 34-A, section 1001, subsection 6, within the political subdivision.

3 **Sec. 6. Maine Revised Statutes headnote amended; revision clause.** In the
4 Maine Revised Statutes, Title 25, chapter 192-B, in the chapter headnote, the words
5 "maine communications system policy board" are amended to read "bureau of
6 consolidated emergency communications" and the Revisor of Statutes shall implement
7 this revision when updating, publishing or republishing the statutes.

8 **SUMMARY**

9 This bill transfers the powers and duties of the Department of Public Safety, Maine
10 Communications System Policy Board to the Bureau of Consolidated Emergency
11 Communications within that department.