

# **AGENDA**

# NORTH CAROLINA 911 BOARD MEETING August 24, 2015 Teleconference 4:00 PM – 5:00 PM

888-808-6929, participant code 8153047#

https://nc911board.webex.com/nc911board/onstage/g.php?d=663025562&t=p

<u>Tab</u>	<u>Topic</u>	<u>Presenter</u>	Time (min)
1.	Chairman's Opening Remarks	Chris Estes	5
2.	Ethics Awareness/Conflict of Interest Statement	Chris Estes	5

In accordance with G.S. 138A-15, It is the duty of every Board member to avoid both conflicts of interest and potential conflicts of interest. Does any Board member have any known conflict of interest or potential conflict of interest with respect to any matters coming before the Board today? If so, please identify the actual or potential conflict and refrain from any undue participation in the particular matter involved.

3. Proposed Legislative Changes (vote required)

Richard Taylor

45

Other Items

Adjourn

**Next 911 Board Meeting** 

**Public Hearing On Proposed Rules** 

August 28, 2015 NC 911 Office 3514 A Bush Street Raleigh, NC Changes to 62A that were approved by the Board (per recommendation of the Funding Committee) on Friday:

1) Create an additional "NG911 Fund", percentage based on 911 Board determination (projected costs, available funds, etc.)

#### 62A-45 Fund Distribution to CMRS Providers

(c) GrantFund Reallocation. -- If the amount of reimbursements to CMRS providers approved by the 911 Board for a fiscal year is less than the amount of funds allocated for reimbursements to CMRS providers for that fiscal year, the 911 Board may reallocate part of the excess amount to the PSAP Grant and Statewide 911 Projects Account established under G.S. 62A-47. The 911 Board may reallocate funds under this subsection only once each calendar year and may do so only within the three-month period that follows the end of the fiscal year. Any reallocations shall specifically identify funds for Grants to PSAPS, funds for Statewide 911 Projects and funds for the special fund account. If the 911 Board reallocates more than a total of three million dollars (\$ 3,000,000) to the PSAP Grant, and Statewide 911 Projects and Special Fund Account in a calendar year, it must consider reducing the amount of the service charge in G.S. 62A-44 to reflect more accurately the underlying costs of providing 911 system services.

The 911 Board must make the following findings before it reallocates funds to the PSAP Grant, and Statewide 911 Projects and Special Fund Account:

(4) A reallocation to the special fund is necessary for costs of Next Generation 911 technology changes as identified in the State 911 Plan.

#### 62A-47. PSAP Grant and Statewide 911 Projects Account, and Special Fund

- (a) Account Established. A PSAP Grant, and Statewide Projects Account and is established within the 911 Fund for the purpose of making grants to PSAPs in rural and other high-cost areas, and funding projects that provide statewide benefits for 911 service, and establishing a reserve as a special fund as described in G.S. 143C-1-3. The Account consists of revenue allocated by the 911 Board under G.S. 62A-45(c) and G.S. 62A-46.
  - The Next Generation 911 special fund is established as a non-reverting special fund within the 911 Fund. At the end of any fiscal year, the unobligated balance of any such funds shall not revert to the unallocated 911 Fund or General Fund, but shall remain in the special fund in the next fiscal year.

- 2. All funds allocated to a special fund in the 911 Fund shall be held and administered by the State Treasurer pursuant to G.S. 147-69.2, and shall be known as the Next Generation 911 Fund.
- 3. Notwithstanding Article 8 of Chapter 143C of the General Statutes, the Board may expend funds from the Next Generation 911 reserve account for a single data network serving PSAPs.
- 4. The Next Generation 911 Fund herein created shall be subject to the provisions of the State Budget Act, Chapter 143C of the General Statutes of North Carolina as amended, except Article 8 which shall not limit the amount or purpose of expenditures from the special fund.
- 5. All moneys credited to the Next Generation 911 Fund shall be made available to carry out the intent and purposes of this Article in accordance with plans approved by the North Carolina 911 Board, and all such funds are hereby appropriated, reserved, set aside and made available until expended, for the enforcement and administration of this Article. No later than October 1 of each year, the 911 Board shall report to the Joint Legislative Commission on Governmental Operations on the expenditures from the Next Generation 911 Fund during the fiscal year that ended the previous July 1 of that year and on the planned expenditures for the current fiscal year.
- (d) <u>Statewide 911 Projects. -- The 911 Board may use funds from the Account for a statewide project if the Board determines the project meets all of the following requirements:</u>

1. . . .

4. The project is an eligible expense under <u>G.S. 62A-46(c)</u> or other provision of this Article.

## 2) Requirement for all PSAPs to transition to NG911 network

#### 62A-42. Powers and duties of the 911 Board

- (a) Duties. -- The 911 Board has the following powers and duties:
  - (1) To develop the 911 State Plan. In developing and updating the plan, the 911 Board must monitor trends in voice<sup>1</sup> communications service technology <u>utilized for 911 calls</u> and in enhanced 911 service technology, investigate and incorporate GIS mapping and other resources into the plan, ensure individual PSAP plans incorporate a back-up PSAP, and formulate strategies for the efficient and effective delivery of enhanced 911 service.
- (b) Prohibition. -- In no event shall the 911 Board or any other State agency lease, construct, operate, or own a communications network for the purpose of providing 911 service. The 911 Board may pay private sector vendors for provisioning a <u>fiber/communications</u> network for the purpose of <u>providingcitizen</u> access to 911 services and completing call taking processes through one or more PSAPs.

#### 62A-46. Fund distribution to PSAPs

- (3) Formula. -- The funding formula established by the Board must consider all of the following:
  - (f) Any expenditures authorized by the Board for statewide 911 projects or the next generation 911 network.
  - (g) Any other information the Board considers relevant.

Policy issue per GS 62A-46(e)(5) – to require that PSAPs utilize infrastructure and services implemented as statewide 911 projects – or to not fund communications network expenses if the Board funds a statewide network that is accessible and available at the PSAP.

<sup>&</sup>lt;sup>1</sup> This is one of several uses of "voice" that probably should be changed. Note the use of "network" in (b) and the potential for use of data networks and consider alternatives to modify network, e.g. communications network, etc.

# 3) Create authority / requirements for statewide purchasing agreements (catalogue)

62A-42. Powers and duties of the 911 Board

- (a) Duties. -- The 911 Board has the following powers and duties:
  - (4) To <u>establish cooperative purchasing agreements</u><sup>2</sup> or other contracts for <u>procurement of goods and services</u>, to establish policies and procedures, to fund advisory services and training for PSAPs, to set operating standards for PSAPs and back-up PSAPs, and to provide funds in accordance with these policies, procedures, and standards.

Policy issue – The Board may pay a vendor directly for goods & services procured under a contract established by the Board. The Board may establish some means to aggregate purchases and thereby seek best value in purchasing the goods. There remains a decision to make the use of such contracts mandatory; as presented this provision is intended to ease procurement and provide clear identification of approved items.

<sup>&</sup>lt;sup>2</sup> Defined in GS 147-33.81 (1) "**Cooperative** purchasing **agreement**" means an agreement between a vendor and one or more states or state agencies providing that the parties may collaboratively or collectively purchase information technology goods and services in order to increase economies of scale and reduce costs.

- 4) PSAP grants are for non 911 eligible expenditures that enhance the 911 system (towers, antennas, base stations, brick & mortar, etc.)
- 62A-47. PSAP Grant and Statewide 911 Projects Account
  - (b) Grant Application. -- A PSAP may apply to the 911 Board for a grant . . . . The 911 Board may approve a grant application and enter into a grant agreement with a PSAP if it determines all of the following:
    - (4) The costs are authorized PSAP costs under <u>G.S. 62A-46(c)</u>, or the costs are for consolidating one or more PSAPs with a primary PSAP, or the relocation costs of primary PSAPs, <u>or capital expenditures that enhance the 911 system</u> including costs not authorized under <u>G.S. 62A-46(c)</u> and construction costs.

5) Any Primary PSAP that in the last fiscal year ending on June 30, 2015 that received less than two (2) 911 calls per hour on average for the year shall be consolidated with another PSAP or be changed to a Secondary PSAP pursuant to the desires of the local governing bodies, county and municipal.

62A-42. Powers and duties of the 911 Board

- (a) Duties. -- The 911 Board has the following powers and duties:
  - (3a) In the event a primary PSAP received an annual average of two (2) or fewer 911 calls per hour as of June 30 2015, to require consolidation of that PSAP with a primary PSAP or to designate that PSAP as a secondary PSAP. Consolidation or designation as a secondary PSAP shall be effective upon the later of a time agreed by the Board and affected local governments or (4, 6, 8, 10 12) months from the Board's decision.

#### 62A-46. Fund distribution to PSAPs

- (a) Monthly Distribution. -- The 911 Board must make monthly distributions to primary PSAPs from the amount allocated to the 911 Fund for PSAPs. A primary PSAP is not eligible for a distribution under this section unless it complies with the requirements of this Article, provides enhanced 911 service, received an annual average exceeding two (2) 911 calls per hour for the year ending June 30 2015, and received distributions from the 911 Board in the 2008-2009 fiscal year. The Board may reduce, suspend, or terminate distributions under this subsection if a PSAP does not comply with the requirements of this Article. The Board must comply with all of the following:
  - (4) Additional distributions. -- In the first quarter of the Board's fiscal year, the Board must determine whether <u>base amounts distributed payments</u> to PSAPs during the preceding fiscal year exceeded or were less than the eligible costs incurred by each PSAP during the fiscal year. If a PSAP receives less than its eligible costs in any fiscal year, the Board may increase a PSAP's distribution in the following fiscal year above the base amount as determined by the formula to meet the estimated eligible costs of the PSAP as determined by the Board. The Board may not distribute less than the base amount to each PSAP except as provided in subsection (b1) of this section. The Board must provide a procedure for a PSAP to request a reconsideration of its distribution or eligible expenses.
- (b) Percentage Designations. -- The 911 Board must determine how revenue that is allocated to the 911 Fund for distribution to primary PSAPs and is not needed to make the base amount distribution required by subdivision (a)(1) of this section is

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<sup>&</sup>lt;sup>3</sup> Technical correction

to be used. If the 911 Fund includes funds not needed for the base amount distributions, the Board shall reallocate a percentage of such funds to the special fund. If such excess funds are not fully reallocated to the special fund, the 911 Board must designate a percentage of the remaining funds to be distributed to primary PSAPs on a per capita basis and a percentage to be allocated to the PSAP Grant and Statewide Project Account established in G.S. 62A-47. Any reallocation made on a per capita basis shall not be included in the base amount. If the 911 Board does not designate an amount to be allocated to the PSAP Grant and Statewide Project Account<sup>4</sup>, the 911 Board must distribute all of the remaining funds on a per capita basis.

- (c) Use of Funds. -- A PSAP that receives a distribution from the 911 Fund . . . . Distributions received by a PSAP may be used only to pay for the following:
  - (1) The lease, purchase, or maintenance of:
    - (d) Dispatch equipment located exclusively within a building where a PSAP or back-up PSAP is located. excluding The [capital or operating]<sup>5</sup> costs of base station transmitters, towers, microwave links, and antennae used to dispatch emergency call information from the PSAP or back-up PSAP may be funded after all other eligible costs are paid from the base amount distribution. Costs of base station transmitters, towers, microwave links, and antennae shall not be included in the base amount.
- (e) Compliance. -- A PSAP, or the governing entity of a PSAP, must comply with all of the following in order to receive a distribution under this section:
  - (1) A county or municipality that has one or more PSAPs must submit in writing to the 911 Board information that identifies the PSAPs in the manner required by the FCC Order <u>and this Article</u>.
  - (2) A participating PSAP must annually submit to the 911 Board a copy of its governing agency's proposed or approved budget detailing the revenues and expenditures associated with the operation of the PSAP. The PSAP budget must identify revenues and expenditures for eligible expense reimbursements as provided in this Article and <u>policies</u>, <u>procedures and</u> rules adopted by the 911 Board.

<sup>5</sup> Limitation for consideration

<sup>&</sup>lt;sup>4</sup> Technical correction

## 6) Additional changes to consider:

## 62A-52. Proprietary information

All proprietary information submitted to the 911 Board or the State Auditor is confidential. Proprietary information submitted pursuant to this Article is not subject to disclosure under Chapter 132 of the General Statutes, and it may not be released to any person other than to the submitting CMRS voice communications service provider, the 911 Board, and the State Auditor without the express permission of the submitting CMRS voice communications service provider. Proprietary information is considered a trade secret under the Trade Secrets Protection Act, Article 24 of Chapter 66 of the General Statutes. General information collected by the 911 Board or the State Auditor may be released or published only in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual CMRS voice communications service provider.

#### **Definitions**

- (4) 911 system. -- An emergency telephone system that does all of the following:
- a. Enables the user of a voice communications service connection to reach a PSAP by dialing the digits 911.
  - b. Provides enhanced 911 service.
- (5) Call taking. -- The act of processing a 911 call for emergency assistance by a primary PSAP, including the use of 911 system equipment, call classification, location of a caller, determination of the appropriate response level for emergency responders, and dispatching 911 call information to the appropriate responder.
- (9) Enhanced 911 service. -- Directing a 911 call to an appropriate PSAP by selective routing or other means based on the geographical location from which the call originated and providing information defining the approximate geographic location and the telephone number of a 911 caller, in accordance with the FCC Order.

(insert) Secondary PSAP. --

- (19) Service supplier. -- An entity that provides exchange telephone service to a telephone subscriber.
- (20) Subscriber. -- A person who purchases a voice communications service and is able to receive it or use it periodically over time.
- (21) Voice communications service. -- Any of the following:
- a. The transmission, conveyance, or routing of real-time, two-way voice communications to a point or between or among points by or through any electronic, radio, satellite, cable, optical, microwave, wireline, wireless, or other medium or method, regardless of the protocol used.

- b. The ability to receive and terminate voice calls to and from the public switched telephone network.
  - c. Interconnected VoIP service.
- (22) Voice communications service connection. -- Each telephone number assigned to a residential or commercial subscriber by a voice communications service provider, without regard to technology deployed.
- (23) Voice communications service provider. -- An entity that provides voice communications service to a subscriber.
  - (24) VoIP provider. -- An entity that provides interconnected VoIP service.



From: Andrew Grant <Agrant@cornelius.org>
Sent: Tuesday, August 18, 2015 3:29 PM

**To:** Taylor, Richard; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl

Bottoms (darrylbottoms@icloud.com); Darryl Bottoms

(PoliceChief@townofpilotmountain.com); Corn, David A; Dodd, David D; Dinah Jeffries (DJEFFRIES@ORANGECOUNTYNC.GOV); Eddie Caldwell (ecaldwell@ncsheriffs.net); Edwards, Richard A [NTK]; Ellis Frazier (efrazier@yadkincountync.gov); Eric S. Cramer (EricCramer@wilkes.net); Estes, Chris; Fred Baggett (fredpbaggett@gmail.com); Isherwood, Rick; Jason Barbour (jason.barbour@johnstonnc.com); Jeffrey A. Shipp (jshipp@stmc.net); Jimmy Stewart (jstewart@hokecounty.org); Karlynn O'Shaughnessy; Kevin Leonard; Laura A. Sykora; Len Hagaman (len.hagaman@watgov.org); Margie Fry(margie.fry@twcable.com); Tapler, Marsha; Mason, Karen; NC Assoc of Rescue and E.M.S. Inc. Joyner Gordon Joyner Gordon; Paula Byrd (paulab@carolinawest.com);

Bradford, Richard; Robert B. Smith (rs7447@att.com); Ronnie Barefoot

(barefootr@co.pasquotank.nc.us); Rose Williams; slaytons@carolinawest.com

**Cc:** Andrew Grant; 'Brian Hiatt'

**Subject:** RE: Draft Legislative Changes for Discussion

#### Richard,

I sent the draft legislative changes out on the managers' list serv. I received the below comments and questions from the City of Concord. Concord raises some interesting points. Please take a look at this, and provide some feedback/answers, and copy everyone on this chain. I've copied the Concord City Manager, Brian Hiatt.

#### Thanks.

Andrew Grant Asst. Town Manager Town of Cornelius 704-892-6031 x 172

From: Merl Hamilton

Sent: Monday, August 17, 2015 11:15 AM

**To:** Brian Hiatt **Cc:** Vicki Callicutt

Subject: RE: Draft Legislative Changes for Discussion

We have some global concerns. First, where the duties of the 911 Board are defined, the word "voice" is stricken. I understand the core of NexGen 911 is non-voice communications. This edit takes the operating standards from local PSAPs and puts them with the Board. This is the same argument that a lot of people went through for operating standards period. The question I would have is if operating standards for non-voice have had as much debate and input as there was for voice. Maybe so and this is a non-issue. I would think some municipalities would have issues if not.

The second possible issue is the state procurement system. This was debated back and forth for the years I was heavily involved with the Board. The issue would be if this drives local municipalities to a particular vendor if they want to receive 911 funds. Or, would it drive local systems to the state system which would be a particular vendor which would cause the local system to either gain access to that vendor's equipment or change vendors. The question is if there is an out to receive funding if a particular vendor is not used. This topic is discussed in the italicized comments but it isn't clear to me as to the answer. Again, this has no direct effect on us now, but could in the future.

A major change is the use of PSAP grants. The overview below is extremely deceptive as it sounds like those grants would open up for things that have been disallowed in the past. To some extent that is true, but if you read the actual changes most of the paragraph is wiped out to narrow down to authorized expenditures for consolidation. You can get these grants for non-traditional expenditures if you are going through consolidation to a primary PSAP. I would think municipalities would have a significant concern over this change. You can see where we could be pressured politically to consolidate our services if they were funded by a PSAP grant. Note the wording says "PSAP to primary PSAP", which leaves it open. This appears to be the long term concept of some to consolidate 911 Centers to two for the State. A concept which never takes into account law enforcement methods.

The last issue which might be concern for some is the two 911 calls per hour. Vicki indicates our current average is 3.9. You could guess there are some primary PSAPs in the state who won't meet this average. As alternative a locale could push all calls to 911, including electric outages and play the odds of those making it through an audit. Of course I believe the design is to be able to remove some PSAPs and drive consolidation. My skeptical mind equates more consolidation with either money to be used for something else or a reduction in money collected which has been the goal of the wireless provider community.

Merl Hamilton Deputy City Manager 704-920-5215

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**From:** Taylor, Richard [mailto:richard.taylor@nc.gov]

Sent: Wednesday, August 12, 2015 7:12 AM

**To:** Andrew Grant; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl Bottoms (darrylbottoms@icloud.com); Darryl Bottoms (PoliceChief@townofpilotmountain.com); Corn, David A; Dodd, David D; Dinah Jeffries (DJEFFRIES@ORANGECOUNTYNC.GOV); Eddie Caldwell (ecaldwell@ncsheriffs.net); Edwards, Richard A [NTK]; Ellis Frazier (efrazier@yadkincountync.gov); Eric S. Cramer (EricCramer@wilkes.net); Estes, Chris; Fred Baggett (fredpbaggett@gmail.com); Isherwood, Rick; Jason Barbour (jason.barbour@johnstonnc.com); Jeffrey A. Shipp (jshipp@stmc.net); Jimmy Stewart (jstewart@hokecounty.org); Karlynn O'Shaughnessy; Kevin Leonard; Laura A. Sykora; Len Hagaman (len.hagaman@watgov.org); Margie Fry(margie.fry@twcable.com); Tapler, Marsha; Mason, Karen; NC Assoc of Rescue and E.M.S. Inc. Joyner Gordon Joyner Gordon; Paula Byrd (paulab@carolinawest.com); Bradford, Richard; Taylor, Richard; Robert B. Smith (rs7447@att.com); Ronnie Barefoot (barefootr@co.pasquotank.nc.us); Rose Williams; slaytons@carolinawest.com

**Subject:** Draft Legislative Changes for Discussion

#### Good Wednesday Morning,

Attached is a draft of proposed legislative changes as discussed at the July 31, 2015 911 Board meeting. This document is for discussion purposes and could lead to recommended language for statutory changes if the Board so desires. Please review this document with your constituents to begin the discussion. Also please share your thoughts or suggestions with the entire Board. As was discussed at the 7/31 Board meeting a final draft could be adopted at a special called Board meeting via teleconference, possibly next week.

If you have any questions, please let me know.

Thanks, Richard Taylor Executive Director North Carolina 911 Board 919-754-6624 www.nc911.nc.gov

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

From: Andrew Grant <Agrant@cornelius.org>
Sent: Tuesday, August 18, 2015 3:52 PM

**To:** Taylor, Richard; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl

Bottoms (darrylbottoms@icloud.com); Darryl Bottoms

(PoliceChief@townofpilotmountain.com); Corn, David A; Dodd, David D; Dinah Jeffries (DJEFFRIES@ORANGECOUNTYNC.GOV); Eddie Caldwell (ecaldwell@ncsheriffs.net); Edwards, Richard A [NTK]; Ellis Frazier (efrazier@yadkincountync.gov); Eric S. Cramer (EricCramer@wilkes.net); Estes, Chris; Fred Baggett (fredpbaggett@gmail.com); Isherwood, Rick; Jason Barbour (jason.barbour@johnstonnc.com); Jeffrey A. Shipp (jshipp@stmc.net); Jimmy Stewart (jstewart@hokecounty.org); Karlynn O'Shaughnessy; Kevin Leonard; Laura A. Sykora; Len Hagaman (len.hagaman@watgov.org); Margie Fry(margie.fry@twcable.com); Tapler, Marsha; Mason, Karen; NC Assoc of Rescue and E.M.S. Inc. Joyner Gordon Joyner Gordon; Paula Byrd (paulab@carolinawest.com);

Bradford, Richard; Robert B. Smith (rs7447@att.com); Ronnie Barefoot

(barefootr@co.pasquotank.nc.us); Rose Williams; slaytons@carolinawest.com

**Cc:** 'Michelle Lancaster'; Andrew Grant

**Subject:** RE: Draft Legislative Changes for Discussion

#### Richard and Board,

Following are comments from Union County. If you have any comments or follow-ups, please copy everyone on this chain, including the Union County Assistant County Manager, Michelle Lancaster (copied here).

Thanks.

Andrew Grant Asst. Town Manager Town of Cornelius 704-892-6031 x 172

**From:** Michelle Lancaster [mailto:michelle.lancaster@unioncountync.gov]

Sent: Tuesday, August 18, 2015 3:33 PM

To: Andrew Grant

Subject: Draft Legislative Changes for Discussion

Andrew – thank you for the opportunity to review the proposed changes. After discussion with our Emergency Services Director and our Communications Division Director our concerns are that we shouldn't be held to any standards less than what may be already occurring in a particular location – for instance we have a regional approach with Cabarrus County and also have access through our vendor to technology that is more progressive than the state – could utilize texting, mobile pics, etc.. We are fine with standards that are a floor, but not a ceiling. If we are able to move faster than the state as a whole we do not want to be held back by arbitrary rules – I hope that makes sense. Please let me know if you need any other information.

Michelle Lancaster Assistant County Manager Union County

From: Andrew Grant <Agrant@cornelius.org>
Sent: Tuesday, August 18, 2015 11:26 AM

**To:** Taylor, Richard; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl

Bottoms (darrylbottoms@icloud.com); Darryl Bottoms

(PoliceChief@townofpilotmountain.com); Corn, David A; Dodd, David D; Dinah Jeffries (DJEFFRIES@ORANGECOUNTYNC.GOV); Eddie Caldwell (ecaldwell@ncsheriffs.net); Edwards, Richard A [NTK]; Ellis Frazier (efrazier@yadkincountync.gov); Eric S. Cramer (EricCramer@wilkes.net); Estes, Chris; Fred Baggett (fredpbaggett@gmail.com); Isherwood, Rick; Jason Barbour (jason.barbour@johnstonnc.com); Jeffrey A. Shipp (jshipp@stmc.net); Jimmy Stewart (jstewart@hokecounty.org); Karlynn O'Shaughnessy; Kevin Leonard; Laura A. Sykora; Len Hagaman (len.hagaman@watgov.org); Margie Fry(margie.fry@twcable.com); Tapler, Marsha; Mason, Karen; NC Assoc of Rescue and E.M.S. Inc. Joyner Gordon Joyner Gordon; Paula Byrd (paulab@carolinawest.com);

Bradford, Richard; Robert B. Smith (rs7447@att.com); Ronnie Barefoot

(barefootr@co.pasquotank.nc.us); Rose Williams; slaytons@carolinawest.com

**Cc:** Andrew Grant

**Subject:** RE: Draft Legislative Changes for Discussion

#### Richard and 911 Board,

I want to offer some feedback on #5 regarding minimum number of calls for PSAPs. For context, please see the below trail between Richard and I. I'm concerned about funding changes to the seven PSAPs that do not meet the minimum call number per hour and that are not the only PSAP in their respective county. If these funding changes result in the PSAP closing then that would be impactful to those communities. As we know, PSAPs have other functions other than receiving high priority public safety calls. PSAPs also receive lower priority calls that are considered emergencies by the residents and businesses in that community. Examples include minor traffic accidents, harassing calls & text messages, animal control issues (such as, snakes in a house), suspicious vehicles, suspicions of child abuse, making welfare checks on the elderly when family members can't reach them, etc.

Also, I'm concerned that eCATS does not capture all the high priority 911 calls that come in to a PSAP. In the transition areas between cell phone zones, a resident who lives in a transition zone may call 911, but is rerouted to the adjacent 911 center, rather than his home jurisdiction. After this occurs a couple times, that resident will normally just call his jurisdiction's PSAP on its seven-digit line, which is not tracked by eCATS. If these calls were tracked and could be included in the minimum number count, then some of these seven PSAPs may actually exceed the minimum.

I'd like to hear the thoughts of others, but at this point I'm not inclined to support #5 as it's written.

Thanks.

Andrew Grant Asst. Town Manager Town of Cornelius 704-892-6031 x 172

**From:** Taylor, Richard [mailto:richard.taylor@nc.gov]

Sent: Monday, August 17, 2015 1:22 PM

To: Andrew Grant

Subject: RE: Draft Legislative Changes for Discussion

Yes,

Alleghany

Ashe

Avery

Chowan

Clay

Gates

Graham

Macon

Mitchell

**Pamlico** 

**Perquimmans** 

Yancey

#### Richard

919-754-6624

From: Andrew Grant [mailto:Agrant@cornelius.org]

**Sent:** Monday, August 17, 2015 1:06 PM **To:** Taylor, Richard <<u>richard.taylor@nc.gov</u>>

Subject: RE: Draft Legislative Changes for Discussion

Thanks, Richard. For #5 below, are there any of the 19 PSAPs that are the only PSAPs in their county?

#### **Andrew**

From: Taylor, Richard [mailto:richard.taylor@nc.gov]

**Sent:** Monday, August 17, 2015 11:32 AM

To: Andrew Grant

Subject: RE: Draft Legislative Changes for Discussion

#### Andrew,

#5 – How many Primary PSAPs are currently receiving less than two calls per hour? Which ones are they?

19, the ones highlighted in yellow are consolidated already (these totals are from calendar year 2014. A suggestion maybe that if there are multiple PSAPs in a county then the minimum call statute should be applied.

Kings Mountain Communications	8721
Ashe County Communications Center	8677
Hertford County Emergency Services	8577
Chowan Central Communications	8083
Morganton Public Safety (Consolidated with Burke)	7917
Boone Police Department 911	7549
Graham County 911	6749
Yancey County E-911	6698
Avery County Communications Center	6694
Perquimans County Communications	6649
Macon County Communications	5846
Holly Springs Police	5564
Mitchell County Central Communications	5461
Pamilico County Emergency Management	5236
Eastern Band of Cherokee Indians Public Safety Disp	5130
Laurinburg Police Department	4970
Ahoskie Police Department	4897
Alleghany County E911	4546
Gates County Central Communications	4259
Clay County E911	3284
Murfreesboro Police Dept	2549
Hyde County Emergency Management	2192
Tyrrell County Sheriffs Dept. E911 Dispatch	1830
Mount Holly Police Communications	1077
Beach Mountain Police Department	648

#5 – 62A-46 (b) Percentage Designations – I'm trying to follow the flow of available funds as described in (b). Can you give me a realistic example for how this would occur? This language already exists what is being added is the new "special fund". These are the funds leftover at the end of the year that the Board can choose to put into grants (which is what the Board has done each year) or the Board can choose to split the fund by any given percentage for grants or per capita distribution.

#5 - 62A-46 (c)(1)(d)- After the first sentence, the word "excluding" appears to be left in by accident. Is that the case? Otherwise, it makes the paragraph contradictory to itself.

#### I do believe that is an accident

If you have further questions please let me know.

# Thanks, Richard

From: Andrew Grant [mailto:Agrant@cornelius.org]

Sent: Friday, August 14, 2015 2:42 PM
To: Taylor, Richard < richard.taylor@nc.gov >
Cc: Andrew Grant < Agrant@cornelius.org >

Subject: RE: Draft Legislative Changes for Discussion

Richard.

Thanks for sending this. Just a couple questions:

#5 – How many Primary PSAPs are currently receiving less than two calls per hour? Which ones are they?

#5 – 62A-46 (b) Percentage Designations – I'm trying to follow the flow of available funds as described in (b). Can you give me a realistic example for how this would occur?

#5 - 62A-46 (c)(1)(d)- After the first sentence, the word "excluding" appears to be left in by accident. Is that the case? Otherwise, it makes the paragraph contradictory to itself.

Thanks.

**Andrew** 

**From:** Taylor, Richard [mailto:richard.taylor@nc.gov]

Sent: Wednesday, August 12, 2015 7:12 AM

To: Andrew Grant; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl Bottoms (darrylbottoms@icloud.com); Darryl Bottoms (PoliceChief@townofpilotmountain.com); Corn, David A; Dodd, David D; Dinah Jeffries (DJEFFRIES@ORANGECOUNTYNC.GOV); Eddie Caldwell (ecaldwell@ncsheriffs.net); Edwards, Richard A [NTK]; Ellis Frazier (efrazier@yadkincountync.gov); Eric S. Cramer (EricCramer@wilkes.net); Estes, Chris; Fred Baggett (fredpbaggett@gmail.com); Isherwood, Rick; Jason Barbour (jason.barbour@johnstonnc.com); Jeffrey A. Shipp (jshipp@stmc.net); Jimmy Stewart (jstewart@hokecounty.org); Karlynn O'Shaughnessy; Kevin Leonard; Laura A. Sykora; Len Hagaman (len.hagaman@watgov.org); Margie Fry(margie.fry@twcable.com); Tapler, Marsha; Mason, Karen; NC Assoc of Rescue and E.M.S. Inc. Joyner Gordon Joyner Gordon; Paula Byrd (paulab@carolinawest.com); Bradford, Richard; Taylor, Richard; Robert B. Smith (rs7447@att.com); Ronnie Barefoot (barefootr@co.pasquotank.nc.us); Rose

Williams; slaytons@carolinawest.com

**Subject:** Draft Legislative Changes for Discussion

#### Good Wednesday Morning,

Attached is a draft of proposed legislative changes as discussed at the July 31, 2015 911 Board meeting. This document is for discussion purposes and could lead to recommended language for statutory changes if the Board so desires. Please review this document with your constituents to begin the discussion. Also please share your thoughts or suggestions with the entire Board. As was discussed at the 7/31 Board meeting a final draft could be adopted at a special called Board meeting via teleconference, possibly next week.

If you have any questions, please let me know.

Thanks. Richard Taylor **Executive Director** North Carolina 911 Board 919-754-6624 www.nc911.nc.gov

From: Andy Lucas <alucas@stanlycountync.gov>

**Sent:** Monday, August 17, 2015 9:34 AM **To:** Taylor, Richard; Andrew Grant

**Subject:** Re: [ccmanagers] FW: Draft Legislative Changes for Discussion

Andrew and Richard,

Below please find some feedback from Stanly County:

- 1. It is Stanly County's belief the creation of a next generation 911 fund is imperative moving forward. Given technology is moving so quickly it will be important to set aside funds to assist PSAPs with transitioning toward next generation 911.
- 2. In order to bring all PSAP's in North Carolina to the same technology standard, the 9-1-1 Board will need to establish funds and assist with the transition.
- 3. Establishing a cooperative purchasing agreement would make sense with respect to leveraging purchasing power and balancing inequitable expenses across the state. At the same time, local PSAPs need to maintain some control of purchasing to take advantage of items that could possibly be cheaper then a State contract price. Further, it will be important to ensure quality as well as low cost pricing.
- 4. Stanly County is not overly concerned with broadening the PSAP grants to non-approved 911 expenditures. However, it is our opinion the grants need to stay relevant to the communications process (e.g. antenna, towers, etc.)
- 5. Stanly County has no concerns regarding the funding for PSAPs that average less than 2 calls per hour.
- 6. No concerns with compliance.
- 7. No concerns with proprietary information.

If you have questions or would like additional clarification please let me know. Thank you for the opportunity to share our thoughts on this important issue. Have a good day.

Andy Lucas Stanly County Manager 704-986-3600 (office) 704-984-1258 (cell) alucas@stanlycountync.gov

On Fri, Aug 14, 2015 at 2:54 PM, Andrew Grant < Agrant@cornelius.org> wrote:

Fellow Managers,

Please see the below message and attached draft legislative changes. The 911 Board is looking for feedback over the next couple of business days. Please send comments/questions to me and Executive Director, Richard Taylor. These legislative changes deal with:

Creating a designated Next Generation 911 Fund

- Transitioning PSAPs to the Next Generation network
- Establishing a state procurement system for purchasing 911-related goods & services
- Establishing PSAP grants for traditionally non-911 eligible expenditures (e.g., towers, antennas, base stations, brick & mortar)
- Funding changes for Primary PSAPs that receive fewer than an average of two 911 calls per hour
- Compliance with this Article and 911 Board adopted policies, procedures, and rules
- Proprietary information

Thanks.

**Andrew Grant** 

911 Board Member – NCLM Representative

Asst. Town Manager

Town of Cornelius

704-892-6031 x 172

From: Taylor, Richard [mailto:richard.taylor@nc.gov]

Sent: Wednesday, August 12, 2015 7:12 AM

To: Andrew Grant; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl Bottoms (<a href="mailto:darrylbottoms@icloud.com">darrylbottoms@icloud.com</a>); Darryl Bottoms (<a href="PoliceChief@townofpilotmountain.com">PoliceChief@townofpilotmountain.com</a>); Corn, David A; Dodd, David D; Dinah Jeffries (<a href="mailto:DJEFFRIES@ORANGECOUNTYNC.GOV">DJEFFRIES@ORANGECOUNTYNC.GOV</a>); Eddie Caldwell (<a href="mailto:ecaldwell@ncsheriffs.net">ecaldwell@ncsheriffs.net</a>); Edwards, Richard A [NTK]; Ellis Frazier (<a href="mailto:efrazier@yadkincountync.gov">efrazier@yadkincountync.gov</a>); Eric S. Cramer (<a href="mailto:EricCramer@wilkes.net">EricCramer@wilkes.net</a>); Estes, Chris; Fred Baggett (<a href="mailto:fredpbaggett@gmail.com">fredpbaggett@gmail.com</a>); Isherwood, Rick; Jason Barbour (<a href="mailto:jason.barbour@johnstonnc.com">jason.barbour@johnstonnc.com</a>); Jeffrey A. Shipp (<a href="mailto:jshipp@stmc.net">jshipp@stmc.net</a>); Jimmy Stewart (<a href="mailto:jstewart@hokecounty.org">jstewart@hokecounty.org</a>); Karlynn O'Shaughnessy; Kevin Leonard; Laura A. Sykora; Len Hagaman (<a href="mailto:len.hagaman@watgov.org">len.hagaman@watgov.org</a>); Margie Fry(<a href="mailto:margie.fry@twcable.com">margie.fry@twcable.com</a>); Tapler, Marsha; Mason, Karen; NC Assoc of Rescue and E.M.S. Inc. Joyner Gordon Joyner Gordon; Paula Byrd (<a href="mailto:paulab@carolinawest.com">paulab@carolinawest.com</a>); Bradford, Richard; Taylor, Richard; Robert B. Smith (<a href="mailto:rs7447@att.com">rs7447@att.com</a>); Ronnie Barefoot

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**Subject:** Draft Legislative Changes for Discussion

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If you have any questions, please let me know.

Thanks,

Richard Taylor

**Executive Director** 

North Carolina 911 Board

919-754-6624

www.nc911.nc.gov

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From: Benny <ncafc@nc.rr.com> Sent: Tuesday, August 18, 2015 3:03 PM To: Taylor, Richard **Subject:** Fwd: [ccmanagers] FW: Draft Legislative Changes for Discussion FYI Sent from my iPhone Begin forwarded message: From: "Grayson, Greg" <greg.grayson@ncdoi.gov> Date: August 18, 2015 at 2:43:11 PM EDT To: "jhannan@ci.charlotte.nc.us" < jhannan@ci.charlotte.nc.us>, Benny < ncafc@nc.rr.com> Subject: FW: [ccmanagers] FW: Draft Legislative Changes for Discussion FYI From: Ronald Massey [mailto:rmassey@ci.jacksonville.nc.us] Sent: Tuesday, August 18, 2015 2:31 PM To: City and County Managers Cc: Chris Koltyk; Mike Yaniero; Frank Bottorff; jsanborn@vopnc.org Subject: Re: [ccmanagers] FW: Draft Legislative Changes for Discussion Andrew, Thank you for giving us a heads up on these 911 Board actions. We were unaware that changes like this were being considered and appreciate your outreach. Much of this is new to us and we are not sure what they all entail so we are very concerned that they may be approved before we have time to really assess the potential impact they will have. If at all possible, we would request that any vote be postponed to allow us more time to learn the details of these proposed changes. Thanks. Ron Sent from my iPad On Aug 14, 2015, at 2:54 PM, Andrew Grant <a href="mailto:Agrant@cornelius.org">Agrant@cornelius.org</a> wrote:

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comments/questions to me and Executive Director, Richard Taylor. These legislative changes deal with:

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#### Thanks.

Andrew Grant
911 Board Member – NCLM Representative
Asst. Town Manager
Town of Cornelius
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Sent: Wednesday, August 12, 2015 7:12 AM

To: Andrew Grant; Bence Hoyle; Blinson, Amy; Bone, Tina G; Cashwell, Ronnie; Darryl Betterne (derrylhetterne Gielevel com); Darryl Betterne

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<GS 62A legislative changes per Board 073115.pdf>

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# **PSAP Call Per Hour**

Years: July 1, 2014 - June 30, 2015

	July 1, 2014 to June 30, 2015		911 Calls
	PSAP Name	Totals	Per Hour
1	Charlotte-Mecklenburg Police Communications	973,119	111.087
2	Raleigh-Wake County Emergency Comm Center	601,975	68.719
3	Guilford Metro 911	334,445	38.179
4	City of Durham Emergency Communications	317,083	36.197
5	Fayetteville Communications	231,101	26.381
6	Winston Salem Police Department	228,920	26.132
7	Buncombe County Emergency Communications	191,224	21.829
8	New Hanover County Public Safety Comm Center	172,025	19.638
9	Gaston County 911 Communications	138,656	15.828
10	Pitt County Communications	137,737	15.723
11	Johnston County 911 Communications	130,549	14.903
12	Cumberland County 9-1-1	121,398	13.858
13	Robeson E-911 Communications Center	120,185	13.720
14	Wayne County Central 911	115,530	13.188
15	Cabarrus County Sheriff's Office Communications	105,608	12.056
16	Alamance County Central Communications	101,545	11.592
17	Forsyth County 911 Communications	93,793	10.707
18	Rowan County Telecommunications	92,404	10.548
19	Davidson County 911	92,118	
20	Randolph County 911	91,294	10.422
21	Union County Communications/E911	90,712	10.355
22	Brunswick County Central Communications	90,551	10.337
23	Iredell County Emergency Communications	89,935	10.267
24	Catawba Co Communications Center	89,666	
25	Wilson County Emergency Communications	89,064	10.167
26	Orange County Emergency Communications	87,299	
27	High Point Communications	85,731	9.787
28	Harnett County Communications Center	78,083	8.914
29	Rocky Mount Central Communications	76,570	
30	Cary Police Department	67,593	
31	Henderson - Vance 911 Center	65,433	
32	Onslow County 911	63,021	7.194
33	Lenoir County Central Communications	60,693	6.928
34	Moore County Emergency Services	60,535	6.910
35	Sanford Police Dept Communications Center	57,044	6.512
36	Lumberton Communications Center	56,766	
37	Henderson County Sheriff Communications	54,960	6.274
38	Nash County Central Communications	53,628	
39	Columbus Central Communications	51,024	5.825
40	Sampson County 911 Communications	46,836	
41	Richmond County Emergency Center	46,722	5.334
42	Halifax County Central Communications	46,607	5.320
43	Granville County Emergency Services	45,879	5.237
44	Burke County ECC (BCECC)	45,462	5.190
45	Cleveland County Communications	45,362	5.178
46	Franklin County Communications Center	44,128	5.037
47	Rutherford County Communications	43,099	4.920
48	Rockingham County 911 Communications	42,824	4.889
49	Caldwell County Sheriff's Office/E-911 Comm Center	40,500	
50	Hoke County Emergency Communications	39,631	4.524
51	Surry County 911 Communications	39,526	4.512

52	Lincoln County Communications Contar	20.044	4.446
53	Lincoln County Communications Center Scotland County Emergency Communications	38,944 38,703	4.418
54		38,341	4.377
55	Chatham County Emergency Operations	36,337	4.148
56	Wilkes County Emergency Communications		4.016
57	City of Jacksonville	35,180	4.015
58	Duplin County Communications	35,168	3.976
59	Carteret Emergency Communications Center	34,827	
60	Stanly County E911 Communications	33,256	3.796
	Shelby Police Communications	31,057	3.545
61	Bladen County Central Communications	29,939	3.418
62	Haywood County 911	29,524	3.370
63	Pender County 911	28,406	3.243
64	Pasquotank/Camden E9-1-1	28,377	3.239
65	Craven County Emergency Communications	27,304	3.117
66	New Bern Emergency Communications	27,245	3.110
67	Edgecombe County 911	24,714	2.821
68	Anson County Emergency Communications	23,756	2.712
69	Beaufort County Communications Center	23,719	2.708
70	Cornelius Police Communications	23,678	2.703
71	Person County Emergency Communications	23,326	2.663
72	McDowell County 911 Center	22,727	2.594
73	Dare Central Communications	22,180	2.532
74	Burlington PD	21,051	2.403
75	Martin County Communications Center	20,359	2.324
76	Davie County 911 Communications	20,039	2.288
77	Stokes County Emergency Communications	20,022	2.286
78	Pineville Police Department	18,775	2.143
79	Yadkin County Sheriff's Office	18,602	2.124
80	Macon County Communications	17,400	1.986
81	Montgomery County 911 Communications	16,819	1.920
82	Northampton County Communications	15,832	1.807
83	Jackson County Emergency Management	15,446	1.763
84	Warren County E-911 Communications	15,340	1.751
85	Alexander County E9-1-1 Communications	14,813	1.691
86	Bertie County Communications	14,506	1.656
87	Currituck Communications	13,524	1.544
88	Cherokee County 911 Communications	13,377	1.527
89	Greene County Communications Center	12,620	1.441
90	Transylvania County 911 Center	11,947	1.364
91	Tarboro Police Communications	11,639	1.329
92	Havelock Police Department	10,803	1.233
93	Watauga County Dept of Communications	10,556	1.205
94	Caswell County 911 Communications	10,342	1.181
95	Madison County Emergency Communications	9,821	1.121
96	Reidsville Police Dept. Communications (NRC)	9,475	1.082
97	Polk County Communications (NRC)	9,196	1.052
98	Kings Mountain Communications	9,038	1.032
99	Washington County Communication Center	8,979	1.032
100	Hertford County Emergency Services	8,641	0.986
101	Swain County 911	8,538	0.975
102	Boone Police Department 911	7,905	0.902
102		7,905	0.902
103	Ashe County Communications Center	7,099	0.885
104	Chowan Central Communications  Dung Police Dept Telegrammunications Center (NPC)		0.831
	Dunn Police Dept.Telecommunications Center (NRC)	7,279	
106	Yancey County E-911	6,925	0.791
107	Avery County Communications Center	6,882	0.786
108	Graham County 911	6,798	0.776
109	Perquimans County Communications	6,751	0.771
110	Mitchell County Central Communications	5,771	0.659
111	Eastern Band of Cherokee Indians Public Safety Disp	5,608	0.640

112	Holly Springs Police	5,608	0.640
113	Pamlico County Emergency Management	5,428	0.620
114	Ahoskie Police Department	4,708	0.537
115	Eden Police Communications (NRC)	4,665	0.533
116	Alleghany County E911	4,606	0.526
117	Mount Holly Police Communications	4,386	0.501
118	Gates County Central Communications	4,246	0.485
119	Clay County E911	3,630	0.414
120	Laurinburg Police Department (NRC)	3,167	0.362
121	Morganton Public Safety (Consolidated with Burke)	2,683	0.306
122	Murfreesboro Police Dept	2,180	0.249
123	Hyde County Emergency Management	2,174	0.248
124	Tyrrell County Sheriffs Dept. E911 Dispatch	1,875	0.214
125	Hendersonville Police	1,427	0.163
126	Beech Mountain Police Department	667	0.076
127	Butner Public Safety Communications	92	0.011
		7,450,912	
		100.00%	



# **AGENDA**

# NORTH CAROLINA 911 BOARD MEETING August 24, 2015 Teleconference 4:00 PM – 5:00 PM

888-808-6929, participant code 8153047#

https://nc911board.webex.com/nc911board/onstage/g.php?d=663025562&t=p

<u>Tab</u>	<u>Topic</u>	<u>Presenter</u>	Time (min)
1.	Chairman's Opening Remarks	Chris Estes	5
2.	Ethics Awareness/Conflict of Interest Statement	Chris Estes	5

In accordance with G.S. 138A-15, It is the duty of every Board member to avoid both conflicts of interest and potential conflicts of interest. Does any Board member have any known conflict of interest or potential conflict of interest with respect to any matters coming before the Board today? If so, please identify the actual or potential conflict and refrain from any undue participation in the particular matter involved.

3. Proposed Legislative Changes (vote required)

Richard Taylor

45

Other Items

Adjourn

**Next 911 Board Meeting** 

**Public Hearing On Proposed Rules** 

August 28, 2015 NC 911 Office 3514 A Bush Street Raleigh, NC