

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE

**FIRST SPECIAL SESSION**

October 9, 1987 to October 10, 1987

**SECOND SPECIAL SESSION**

October 21, 1987 to November 20, 1987

and the

**SECOND REGULAR SESSION**

January 6, 1988 to May 5, 1988

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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Twin City Printery  
Lewiston, Maine  
1988

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
FIRST AND SECOND SPECIAL SESSIONS  
and  
SECOND REGULAR SESSION  
of the  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
1987

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Sec. 4. 36 MRSA §6217, as enacted by PL 1987, c. 516, §§3 and 6, is repealed.

Effective August 4, 1988.

## CHAPTER 840

H.P. 1911 — L.D. 2608

### AN ACT to Establish an Enhanced 9-1-1 System.

**Preamble.** Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State to provide funds for the establishment of an enhanced 9-1-1 system.

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

Sec. 1. 3 MRSA §507, sub-§2, ¶A, as repealed and replaced by PL 1979, c. 338, §2, is amended to read:

A. Unless continued or modified by law, the following Group A-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1980:

- (1) Maine Blueberry Commission;
- (2) Blueberry Industry Advisory Board;
- (3) Seed Potato Board;
- (4) Maine Milk Commission;
- (5) State Harness Racing Commission;
- (6) Maine Agricultural Bargaining Board;
- (7) Board of Veterinary Medicine;
- (8) Maine Milk Tax Committee;
- (9) Maine Dairy and Nutrition Council Committee;
- (10) Board of ~~Pesticide~~ Pesticides Control;
- (11) State Planning Office; ~~and~~
- (12) State Lottery Commission; and
- (13) E-9-1-1 Advisory Committee.

Sec. 2. 5 MRSA §12004, sub-§10, ¶A, sub-¶(73-A) is enacted to read:

(73-A)	<u>Public Safety</u>	<u>E-9-1-1</u>	<u>Expenses</u>	<u>25 MRSA §2925</u>
		<u>Advisory</u>	<u>Only</u>	
		<u>Committee</u>		

Sec. 3. 25 MRSA c. 352 is enacted to read:

#### §2921. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Automatic location identification. "Automatic location identification" means an enhanced 9-1-1 service capability that enables the automatic display of information defining the geographical location of the telephone used to place a 9-1-1 call.

2. Automatic number identification. "Automatic number identification" means an enhanced 9-1-1 service capability that enables the automatic display of the 7-digit number used to place a 9-1-1 call.

3. Commissioner. "Commissioner" means the Commissioner of Public Safety.

4. Department. "Department" means the Department of Public Safety.

5. Emergency services. "Emergency services" includes fire, police, ambulance, rescue services and other services of an emergency nature identified by the commissioner.

6. Enhanced 9-1-1 services. "Enhanced 9-1-1 services" or "E-9-1-1" means a system consisting of selective routing with the capability of automatic number and location identification and public safety answering points, which enables users of the public telecommunications' system to request emergency services by dialing the digits 9-1-1.

7. Public safety answering point. "Public safety answering point" means a facility with enhanced 9-1-1 capability, operated on a 24-hour basis, assigned the responsibility of receiving 9-1-1 calls and, as appropriate, directly dispatching emergency services or transferring or relaying emergency 9-1-1 calls to other public safety agencies.

8. Selective routing. "Selective routing" means the method employed to direct 9-1-1 calls to the appropriate public safety answering point based on the geographical location from which the call originated.

#### §2922. E-9-1-1 capability

Each telephone utility, as defined in Title 35-A, section 102, which furnishes local exchange services within the State, shall provide, by July 1, 1993, selective routing, automatic number identification and automatic location identification features necessary to implement enhanced 9-1-1 services in this State.

#### §2923. Requirements of municipalities

1. Public safety answering point. By July 1, 1991, each municipality shall designate one public safety answering point to serve as the receiving point for all requests for emergency services within that municipality. The Department of Public Safety communication centers shall serve as public safety answering points for the unorganized territory. If a municipality fails to designate a public safety answering point by July 1, 1991, the department shall designate one for the municipality.

2. Customer information. Each municipality shall cooperate with the department and the appropriate telephone utilities to establish a customer data base containing information to identify the location of each telephone number within the municipality. Customer information provided under this chapter may be used only for the purposes of responding to emergency calls or for the investigation of false or intentionally misleading reports of incidents requiring emergency services.

#### §2924. Establishment of E-9-1-1 system

The department shall provide for the establishment of a statewide E-9-1-1 system. In meeting this requirement, the department shall take the following actions.

1. Public safety answering points. The department shall establish a public safety answering point in each department communications center.

2. Rules. The department may adopt rules necessary to implement this chapter. The department shall by rule, pursuant to the Maine Administrative Procedure Act, Title 5, chapter 375, adopt standards for the establishment of county and local public safety answering points.

3. Equipment. The department shall provide the equipment necessary for each public safety answering point.

4. Contract. The department shall contract for the establishment, installation and maintenance of a statewide E-9-1-1 system and the necessary customer data base for identification purposes.

5. Coordination. The department shall provide information and assistance to counties and municipalities and facilitate the coordination of activities between state and local governments, telephone utilities, providers of emergency services and other entities involved in the E-9-1-1 system.

6. Report. The department shall report to the Legislature by January 15th annually on the progress of implementation of the E-9-1-1 system. The report shall describe any difficulties encountered in implementing the system and may include legislation necessary to accomplish the intent of this chapter.

#### §2925. E-9-1-1 Advisory Committee

Beginning January 1, 1989, the E-9-1-1 Advisory Committee, established in Title 5, section 12004, shall advise and assist the department in the implementation of the E-9-1-1 system.

1. Membership. The E-9-1-1 Advisory Committee shall be composed of 11 members; one appointed by the Public Utilities Commission; one appointed by the Commissioner of Public Safety; and 9 appointed by the Governor, including one who is a municipal official, one who is a chief of a municipal police department, one who is the chief of a municipal fire department, one who is a county sheriff, one who represents small telephone companies, one who represents the largest provider of local exchange telephone services and 3 to represent the public-at-large.

2. Terms of office. The members appointed by the Public Utilities Commission and the department shall serve at the pleasure of the appointing authority. The remaining members shall serve terms of 3 years, except that, of the initial 9 members appointed by the Governor, 3 shall be appointed for terms of 3 years, 3 for terms of 2 years and 3 for terms of one year. A vacancy shall be filled by the appointing authority to complete the term of the appointee who vacated the office.

3. Quorum. A majority of the members of the committee shall constitute a quorum.

4. Compensation. Members of the board shall be compensated for expenses only according to Title 5, chapter 379.

5. Chairman. The committee shall choose a chairman from among its members.

6. Duties. The committee has the following duties.

A. The committee shall advise the department on activities relating to the establishment of an E-9-1-1 system.

B. The committee shall review and comment on rules proposed by the department under this chapter.

C. The committee shall assist the department in providing public information about the implementation and operation of the E-9-1-1 system.

Sec. 4. 30 MRSA §1123-A is enacted to read:

#### §1123-A. Public safety answering point

Each county, in cooperation with the Department of Public Safety, shall establish an E-9-1-1 public safety answering point in each county which may be located in a county communications center or the county sheriff's communications facility. The department shall pay for the necessary E-9-1-1 equipment and for its installation and maintenance.

**Sec. 5. Authorization of bonds to establish an E-9-1-1 system.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$3,200,000 for the purpose of raising funds to provide for the establishment of an E-9-1-1 system. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 5 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

**Sec. 6. Records of bonds issued to be kept by the State Auditor and Treasurer of State.** The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date when payable and the date of delivery of the bonds to the Treasurer of State who shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the same, the date of sale and the date when payable.

**Sec. 7. Sale; how negotiated; proceeds appropriated.** The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project in section 10 shall lapse to the debt service account established for the retirement of these bonds.

**Sec. 8. Interest and debt retirement.** Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 9. Disbursement of bond proceeds.** The proceeds of the bonds set out in section 10 shall be expended under the direction and supervision of the Commissioner of Public Safety.

**Sec. 10. Allocations from General Fund bond issue; E-9-1-1 system.** The proceeds of the sale of bonds shall be expended as designated in the following schedule:

E-9-1-1 system \$3,200,000

**Sec. 11. Contingent upon ratification of bond issue.** Sections 5 to 10 and section 15 shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.

**Sec. 12. Appropriation balances at year end.** At the end of each fiscal year, all unencumbered appropriation balances representing state money shall carry forward from year to year. Bond proceeds which have not

been expended within 10 years after the date of the sale of the bonds shall lapse to General Fund debt service.

**Sec. 13. Bonds authorized but not issued.** Any bonds authorized, but not issued, or for which bond anticipation notes have not issued within 5 years of ratification of this Act, shall be deauthorized and may not be issued, provided that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 14. Statutory referendum procedure; submission at general election; form of question; effective date.** This Act shall be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Shall a bond issue be authorized in the amount of \$3,200,000 for establishment of a statewide E-9-1-1 system?”

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal voters are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act shall become effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purpose of this referendum.

**Sec. 15. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1988-89

PUBLIC SAFETY, DEPARTMENT OF

E-9-1-1	
All Other	\$5,000
Provides funds to the Department of Public Safety to cover the expenses of the E-9-1-1 Advisory Committee.	

Effective August 4, 1988.