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 File Date: 8/26/15

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Tennessee Emergency Communications Board
Division:	
Contact Person:	Lee Pope, General Counsel
Address:	500 James Robertson Parkway, Nashville, TN 37243
Phone:	615-253-2164
Email:	James.L.Pope@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	Vanessa Williams
Address:	500 James Robertson Parkway, Nashville, TN 37243
Phone:	615-253-2164
Email:	TNECB@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	500 James Robertson Parkway		
Address 2:	1st Floor, Conference Room 1-B		
City:	Nashville		
Zip:	37243		
Hearing Date :	November 4, 2015		
Hearing Time:	9:30 a.m.	<input checked="" type="checkbox"/> X	CST/CDT <input type="checkbox"/> EST/EDT

Additional Hearing Information:

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Revision Type (check all that apply):

- Amendment
 New
 Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0780-06-04	Base Funding Increase
Rule Number	Rule Title
0780-06-04-.01	Purpose
0780-06-04-.02	Definitions

0780-06-04-.03	Application and Minimum Criteria
0780-06-04-.04	Review and Approval

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

**DEPARTMENT OF COMMERCE AND INSURANCE
EMERGENCY COMMUNICATIONS BOARD**

**CHAPTER 0780-06-04
BASE FUNDING INCREASE**

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0780-06-04-.01 PURPOSE

The purpose of this chapter is to set forth an application process and minimum requirements for emergency communications districts to apply for an increase in base funding in accordance with T.C.A. § 7-86-303(e)(2).

Authority: T.C.A. §§7-86-303 and 7-86-306.

0780-06-04-.02 DEFINITIONS

- (1) Unless otherwise stated, as used in this chapter and each subsequent chapter of the Rules of the Emergency Communications Board:
 - (a) "Board" means the Tennessee Emergency Communications Board established by T.C.A. § 7-86-302;
 - (b) "ECD" or "District" means an emergency communications district created pursuant to T.C.A. § 7-86-104;
 - (c) "Eligible district" means an emergency communications district with a locally established emergency telephone service charge in effect as of July 1, 2011, less than the maximum allowable emergency telephone service charge then in effect.
 - (d) "Base amount" means the amount distributed to emergency communications districts by the Tennessee Emergency Communications Board in accordance with T.C.A. § 7-86-303(e).

Authority: T.C.A. §§7-86-303 and 7-86-306.

0780-06-04-.03 APPLICATION AND MINIMUM CRITERIA

- (1) The board shall provide an application for eligible districts to request an increase in the base amount.
- (2) To receive an increase in the base amount, eligible districts must submit an application to the board no later than sixty days after the effective date of this rule.
- (3) Districts applying for an increase in the base amount must satisfy the following minimum criteria:
 - (a) A district must be eligible for an increase in the base amount as provided in T.C.A. § 7-86-303(e)(2).
 - (b) A district must provide the board with the district's residential and business line counts for fiscal year 2012. If a district's line counts for fiscal year 2012 are unavailable, the district shall provide the board with a reasonable estimate of the district's residential and business line counts and shall provide the board with the basis used to determine the estimated line counts.

Authority: T.C.A. §§7-86-303 and 7-86-306.

0780-06-04-.04 APPLICATION REVIEW AND APPROVAL

- (1) The board shall review applications at a regularly scheduled meeting and shall determine the following:
 - (a) Whether the district has satisfied the minimum criteria required to receive an increase in the base amount;
 - (b) Whether to approve or deny the application; and
 - (c) The amount of increase to the district's base amount.
- (2) The board shall not approve an application if the board determines it lacks sufficient funds.
- (3) The board shall not approve an application if the board determines the minimum criteria established by these rules have not been satisfied.
- (4) The board shall not increase the base amount of an eligible district in excess of the amount the district would have received under T.C.A. § 7-86-303(e) if the district had the maximum allowable emergency telephone service charge in effect as of July 1, 2011.
- (5) The board shall publish to its web site any increase in the base amount.

Authority: T.C.A. §§ 7-86-303 and 7-86-306.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 8/24/15

Signature: [Handwritten Signature]

Name of Officer: Lee Pope

Title of Officer: General Counsel



Subscribed and sworn to before me on: 08.24.15

Notary Public Signature: Ashley M. Pope

My commission expires on: 01.09.18

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Filed with the Department of State on: 8/26/15

[Handwritten Signature]
Tre Hargett
Secretary of State

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