

**STATE OF ILLINOIS**  
**DEPARTMENT OF STATE POLICE**

<b>Mid-South Comm JETSB</b>	:	
	:	<b>Case No. 17-C-188</b>
<b>Application for 9-1-1</b>	:	
<b>Consolidation Plan</b>	:	

**ORDER OF THE STATEWIDE 9-1-1 ADMINISTRATOR**

**WHEREAS**, the Findings of Fact and Recommendations of Administrative Law Judge Daniel P. Schuering in the above-captioned case have been read and examined; and

**WHEREAS**, the record has been read and reviewed;

**WHEREAS**, the rulings of the Administrative Law Judge on admission of evidence and all motions are correct and hereby concurred in by the Administrator; and

**WHEREAS**, the Administrator finds that the Findings of Fact as stated in Section V. A. of the Recommended Decision are correct, and they are hereby adopted as the Findings of Fact of the Administrator, however the Administrator finds that the Recommendations and factors Determined in Section V. B. of the Recommended Decision are not in agreement with the intent of the Emergency Telephone System Act (the "Act") for the reasons stated herein, and are not adopted by the Administrator.

**WHEREAS**, the Statewide 9-1-1 Advisory Board held a public hearing on October 30, 2017 on this Request for Consolidation, at which hearing the Statewide 9-1-1 Advisory Board voted not to recommend approval of the Request for Consolidation, because it sought to consolidate to two (2) PSAPs rather than one (1) as required by state statute;

**NOW THEREFORE**, the Administrator does not adopt the recommendations as set forth in the ALJ's Recommended Decision, but rather agrees with and adopts the recommendation of the Statewide 9-1-1 Advisory Board as reflected in their vote and recommendation of October 30, 2017;

The Administrator concurs with the recommendation of the Statewide Advisory Board that Mid-South Comm ETSB consolidate such that they reduce their PSAP's to one (1), in that there is no justification to keep two (2) PSAP's open for the size of their service population under the circumstances explained at the public hearing.

Further, the Administrator finds that reducing the number of PSAPs to one (1) in this case furthers the intent of the goals of the Act as reflected in the statute. This consolidation was required pursuant to Section 15.4a(a)(2) of the Act, which requires any 9-1-1 Authority within a County with a population of at least 250,000 to consolidate such that the Authority serves a population greater than 25,000. The goal of this subsection of the Act is to reduce the number of ETSB's within said counties, and thus also to reduce to number of PSAPs within said counties. In this instance Lyons, Justice, and Willow Springs each serve populations less than 25,000, and therefore

each ETSB is required to consolidate, but the service population of the combined new Joint ETSB will be approximately 29,385 as reflected in the plan filing and the Department's technical review.

Looking at the consolidation requirements of the Act as set forth in Section 15.4a, it is clear that the intent of the statute and the goal of consolidation is to reduce PSAPs such that they service a population much larger than 25,000, which is just a minimum. For example, Section 15.4a(a)(1) of the Act requires any county with a population of at least 250,000 and one ETSB to reduce PSAPs by 50% or to 2 PSAPs, thereby envisioning PSAPs that service at least a population of 125,000. Section 15.4a(a)(3) of the Act requires any county with a population of at least 250,000 but less than 1,000,000 and more than one ETSB to reduce PSAPs by 50% or to 2 PSAPs, and specifically provides that nothing shall preclude consolidation resulting in one PSAP in the county, thereby envisioning a PSAP that services a population greater than 250,000 and possibly as high as 1,000,000. Section 15.4a(a)(4) of the Act requires any county with a population less than 250,000 and one ETSB to reduce PSAPs by 50% or to 2 PSAPs, again without precluding just one PSAP for the entire county, thereby envisioning a PSAP that services a population of up to 250,000. Section 15.4a(a)(5) of the Act requires any county with a population less than 250,000 and more than one ETSB to consolidate into one Joint ETSB for the entire county, and to reduce PSAPs by 50% or to 2 PSAPs, again without precluding just one PSAP for the entire county, thereby envisioning PSAPs that service a population up to 125,000.

**IT IS HEREBY ORDERED** that pursuant to the Findings of Fact as set forth in the Recommended Decision, and upon the advice and recommendation of the Statewide 9-1-1 Advisory Board, the Mid-South Comm ETSB's request for approval of its consolidation plan pursuant to Section 15.4a of the Emergency Telephone System Act, 50 ILCS 750/15.4a, is not approved.

**IT IS HEREBY ORDERED** that pursuant to the advice and recommendation of the Statewide 9-1-1 Advisory Board, that Mid-South Comm members consolidate, reducing the number of PSAP's to one (1) pursuant to Section 15.4a of the Emergency Telephone System Act, 50 ILCS 750/15.4a.

**IT IS FURTHER ORDERED** that Mid-South Comm is granted an extension to file their revised consolidation plan on or before March 1, 2018, pursuant to Section 15.4a of the Emergency Telephone System Act, 50 ILCS 750/15.4a.

**IT IS FURTHER ORDERED** that pursuant to the advice and recommendation of the Statewide 9-1-1 Advisory Board that Mid-South Comm is to complete its ordered consolidation on or before March 1, 2019.

**IT IS FURTHER ORDERED** that Mid-South Comm will be required to file a Progress Report on or before December 31, 2017, and every three months thereafter describing in detail the steps that have been taken and the progress that has been made toward completing its consolidation to the Office of the Statewide 9-1-1 Administrator.

This Order is a final administrative decision of the Statewide 9-1-1 Administrator subject to review under the Administrative Review Law, 735 ILCS 5/3-101. In the event you wish to seek review of or appeal this Order, you are advised:

1. Every action seeking review of such final decision shall be commenced by the filing of a Complaint and the issuance of Summons in the Circuit Court within 35 days from the date a copy of the decision was served upon the parties.
2. In your action seeking review you must name in the Complaint, and issue a Summons for, each party of record to the case other than yourself.
3. Attached below is a list of all parties of record to this case, including the name and address of the agency or officer entering the Order, and the addresses of each party where the parties may be served with pleadings, notices, or service of process for any review or further proceedings.
4. You are not required to file any motion or request for reconsideration with the Department or the Statewide 9-1-1 Administrator before filing your action for review in the Circuit Court. The administrative rules of the Department do not require or allow for any further proceedings before the Statewide 9-1-1 Administrator.

Name of Officer who entered the final Order:

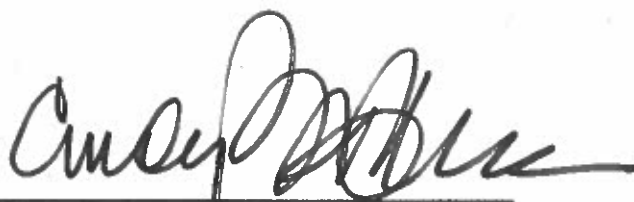
Cindy Barbera-Brelle  
Statewide 9-1-1 Administrator  
Illinois State Police  
801 South Seventh Street, Suite 300-S  
Springfield, Illinois 62703

Other Parties of Record:

Office of the Statewide 9-1-1 Administrator  
Illinois State Police  
801 South Seventh Street, Suite 300-S  
Springfield, Illinois 62703

Illinois Department of State Police  
c/o Illinois State Police Legal Office  
801 South Seventh Street, Suite 1000-S  
Springfield, Illinois 62703

ENTERED: This 7<sup>th</sup> day of December 2017.

A handwritten signature in black ink, appearing to read "Cindy Barbera-Brelle", written over a horizontal line.

Cindy Barbera-Brelle  
Statewide 9-1-1 Administrator  
Office of the Statewide 9-1-1 Administrator  
Illinois State Police

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing document were served upon all parties listed below by electronic mail on December 7, 2017.



Cindy Barbera-Breje  
Statewide 9-1-1 Administrator

**SERVICE LIST**

Chief James M. Keating  
Lyon's Police Department  
4200 Lawndale Avenue  
Lyons, Illinois 60534  
[jkeating@villageoflyons-il.net](mailto:jkeating@villageoflyons-il.net)

John M. Hosteny, Legal Counsel  
Illinois State Police  
801 South Seventh Street, Suite 1000-S  
Springfield, Illinois 62703  
[John\\_Hosteny@isp.state.il.us](mailto:John_Hosteny@isp.state.il.us)

Colonel Kelly Walter, Chair  
Statewide 9-1-1 Advisory Board  
801 South Seventh Street, Suite 300-S  
Springfield, Illinois 62703  
[Kelly\\_Walter@isp.state.il.us](mailto:Kelly_Walter@isp.state.il.us)

Daniel P. Schuering, Administrative Law Judge  
Illinois Department of Financial and Professional Regulation  
320 West Washington Street, 3rd Floor  
Springfield, IL 62786  
[daniel.schuering@illinois.gov](mailto:daniel.schuering@illinois.gov)

Lisa Wirtanen  
9-1-1 Service Executive  
National Business | Enhanced Client Services  
4918 West 95<sup>th</sup> Street  
Floor 2/9-1-1 Office  
Oak Lawn, IL 60453  
[lb9261@att.com](mailto:lb9261@att.com)

Office of the Statewide 9-1-1 Administrator  
801 South Seventh Street, Suite 300-N  
Springfield, Illinois 62703  
[911\\_Tech\\_Support@isp.state.il.us](mailto:911_Tech_Support@isp.state.il.us)  
[911\\_Admin\\_Support@isp.state.il.us](mailto:911_Admin_Support@isp.state.il.us)

