

Dear Senators LODGE, Broadsword, Bock, and
Representatives BLOCK, Hartgen, Ringo:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of
the Office of the Governor:

IDAPA 15.06.03 - Rules of the Bureau of Homeland Security of the Military Division Pertaining To
The Public Safety Communications Rules (Docket No. 15-0603-1201).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the
cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research
and Legislation no later than fourteen (14) days after receipt of the rules analysis from Legislative
Services. The final date to call a meeting on the enclosed rules is no later than 10/15/2012. If a meeting is
called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules analysis
from Legislative Services. The final date to hold a meeting on the enclosed rules is 11/13/2012.

The germane joint subcommittee may request a statement of economic impact with respect to a
proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement,
and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has
been held.

To notify Research and Legislation, call 334-4845, or send a written request to the address on the
memorandum attached below.



Jeff Youtz
Director

Legislative Services Office Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate and House of Representatives State Affairs Committees
FROM: Division Manager - Mike Nugent
DATE: September 25, 2012
SUBJECT: Office of the Governor

IDAPA 15.06.03 - Rules of the Bureau of Homeland Security of the Military Division Pertaining To The Public Safety Communications Rules (Docket No. 15-0603-1201)

The Bureau of Homeland Security of the Military Division is proposing to promulgate fee rules regarding public safety communications. The fee rules provide charges for fleet vehicle equipment installation, time and materials rates and fees for emergency communication services including microwave communication services and building space rental, fees for equipment operating from mountaintop communications sites and radio communication maintenance fees for agency owned equipment and equipment operating from mountaintop communication sites. Additionally the fee rules add to the Bureau of Homeland Security's rules relating to the adoption of the Idaho Attorney General's rules of procedure before the Bureau, information about office hours, mailing address and telephone numbers and communication with the Bureau of Homeland Security.

It appears the proposed fee rules are promulgated within the scope of statutory authority granted to the Bureau of Homeland Security.

cc: Office of the Governor, Governor C.L. "Butch" Otter
Robert A. Wells, Special Assistant to the Director of the Idaho Bureau of Homeland Security

IDAPA 15 - OFFICE OF THE GOVERNOR
MILITARY DIVISION - BUREAU OF HOMELAND SECURITY

15.06.03 - PUBLIC SAFETY COMMUNICATIONS RULES

DOCKET NO. 15-0603-1201 (FEE RULE)

NOTICE OF RULEMAKING - PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section(s) Title 31-4816 (9), Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 17, 2012.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

Public Safety Communications has not increased its fees for services to its customers for many years, the costs of doing business, goods and services have increased significantly. Public Safety Communication in order to continue to provide high technology services and products to its customers must increase the fees it charges.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

Fleet Communication Services

1. Fleet Vehicle Equipment Installation:	Minimum Charges
1. Standard Enforcement Package	\$1,500.00
2. Special, Unmarked, or Disguise Package	\$1,300.00
3. Standard Vehicles – High Tier Radio	\$ 500.00
4. Standard Vehicles – Low / Mid Tier Radio	\$ 325.00
5. Standard Vehicles- Multi-Band	\$ 750.00
6. Non-Standard Fleet Packages	<i>(Will bid on individual fleets as needs arise)</i>
2. Time and Materials Rate (Minimum 2-hour charge for any labor or travel costs)	\$ 45.00/hr.
1. Travel Time & Mileage	Per Board of Examiners
2. Parts	Cost + Shipping + Processing

Emergency Communication Services

1. Microwave Communication Services	
A. Leased Lines and Analog Circuit Rates	
1. Radio Control Circuit	\$ 200.00
2. DS1 Circuit (T-1)	\$ 300.00
3. Ethernet Access Fee (Per Meg)	\$ 200.00
B. Build Space Rental (Equipment operating from mountaintop communications site)	
1. One customer provided equipment rack, occupying no more than 6 cubic feet of space - \$125.00/mo.	
2. Radio Communication Services	
A. Maintenance Fees for Agency-Owned Equipment	
1. Portables – Tier I – (16 channel or less)	\$ 17.50
2. Portables – Tier II – (greater than 16 channels or groups)	\$ 36.50

PROPOSED RULE COST/BENEFIT ANALYSIS

Section 67-5223(3), Idaho Code, requires the preparation of an economic impact statement for all proposed rules imposing or increasing fees or charges. This cost/benefit analysis, which must be filed with the proposed rule, must include the reasonably estimated costs to the agency to implement the rule and the reasonably estimated costs to be borne by citizens, or the private sector, or both.

Department or Agency: Bureau of Homeland Security

Agency Contact: Robert A. Wells

Phone: 208-422-3041

Date: October 1, 2012

IDAPA, 15.03.06: Public Safety Communications Rules

Fee Rule Status: **Proposed** **Temporary**

Rulemaking Docket Number: 15-0306-1201

STATEMENT OF ECONOMIC IMPACT:

By increasing the fee charged by Public Safety Communications there would be a positive cash flow to PSC of \$440,000. Public Safety Communications is a dedicated funded agency. It receives no direct funding from the state's general fund. The agency must therefore charge for the services that it provides at local, state, federal and tribal agencies, emergency ad first responders. These fees are used to maintain and operate the various communications systems that Public Safety Communications (the agency) is charged to maintain and provide.