



June 14, 2022

Governor JB Pritzker
Office of the Governor
207 State House
Springfield, Illinois 62706

RE: P. A. 102-699 Transfer of 9-1-1 Surcharge Funds to 9-8-8 Trust Fund

Dear Governor Pritzker:

Thank you for your letter of May 27, 2022, responding to our concerns and the concerns of the public safety and 9-1-1 community in Illinois regarding the transfer of 9-1-1 surcharge funds to the Statewide 9-8-8 Trust Fund.

In recent days we have become aware of some information which we believe will assist your office in resolving questions that have arisen regarding the transfer of these funds and any possible impact on future 9-1-1 grant funding for the State of Illinois. At the National Emergency Number Association (NENA) Annual Conference being held in Louisville, Kentucky this week, representatives of the Federal Communications Commission (FCC) were present and were asked the specific question of whether or not the transfer of surcharge funds from the 9-1-1 fund to the 9-8-8 fund would constitute a diversion of 9-1-1 funds under the terms of the FCC's recent rulemaking on the use of surcharge funds.

Mr. David Furth, the Deputy Chief of the FCC Public Safety and Homeland Security Bureau, the FCC office with oversight over the 9-1-1 program, stated that in his opinion, the transfer of 9-1-1 surcharge funds to a 9-8-8 trust fund would constitute a diversion of fees which could disqualify the State of Illinois from receipt of future federal grant funding. Mr. Furth stated that he based this opinion on the history of the FCC's application of the definition of diversion and use of 9-1-1 surcharge funds.

In your letter you indicated that the Illinois State Police has reached out to Illinois' federal partners regarding federal grants and the impact of this transfer. We believe this recent information may be of use to you and the State Police. We ask you to strongly consider delaying the transfer of the funds until we have written confirmation.

In closing, we want to thank you for your interest in this issue and if we can provide any additional information or assistance, please do not hesitate to contact us.

Sincerely,

A handwritten signature in black ink, appearing to be "B. Reynolds".

Brent Reynolds, Illinois APCO President

A handwritten signature in black ink, appearing to be "Shelley Dallas".

Shelley Dallas, Illinois NENA President

CC: President Harmon, Speaker Welch, Republican Leader McConchie,
Republican Leader Jim Durkin, Comptroller Mendoza, Treasurer Frerichs