

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

The Commission, on its own)	Application No. 911-002
motion, seeking to determine the)	
surcharge for the Enhanced)	ORDER SETTING SURCHARGE
Wireless 911 Fund.)	
)	Entered: November 24, 2009

BY THE COMMISSION:

The Commission, on its own motion, scheduled a hearing on this matter pursuant to an order entered on October 14, 2009, to determine the annual surcharge for the Enhanced Wireless 911 Fund (Fund), pursuant to *Neb. Rev. Stat. § 86-458* (2008).

Notice of the hearing was sent to all Public Safety Answering Points and Wireless Service Providers on October 16, 2009. Notice of the hearing was published in The Daily Record, Omaha, Nebraska, the Omaha World Herald and, the Lincoln Journal Star on October 27 and November 3, 2009. The Commission held a hearing in this matter on November 10, 2009, in the Commission Hearing Room, Lincoln, Nebraska.

Pursuant to Neb. Rev. Stat. § 86-457, the surcharge may be increased by the Commission up to \$.70 per active telephone number or functional equivalent for all counties but Douglas County, which remains capped at \$.50. Ms. Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department, testified regarding the surcharge level and recommended that the surcharge remain at \$.50 statewide, as there are sufficient funds to cover current and projected recurring and non-recurring expenses.

At its November 2, 2009 meeting, the Enhanced Wireless 911 Advisory Board also recommended that the surcharge remain at \$.50. No other evidence was presented during the hearing.

The Commission finds that based upon testimony provided by staff and the recommendation of the Advisory Board, the surcharge should remain at fifty cents (\$.50) per active telephone number or functional equivalent, per month.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the surcharge for the Enhanced Wireless 911 Fund should be set at fifty cents (\$.50) per active telephone number or functional equivalent, per month.

MADE AND ENTERED at Lincoln, Nebraska, this 24th day of
November, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director