

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission     ) Docket No. 911-0010  
on its own motion, to establish     )  
the policy regarding required     ) ORDER REGARDING QUARTERLY  
quarterly submissions from     ) SUBMISSION FROM WIRELESS  
wireless carriers.     ) CARRIERS  
  )  
  ) Entered: March 30, 2004  
  )

BY THE COMMISSION:

O P I N I O N S     A N D     F I N D I N G S

Pursuant to the Enhanced Wireless 911 Services Act, Neb. Rev. Stat. §§ 86-442 through 86-469 (2002 Cum. Supp.) (the Act), the Commission hereby establishes a policy outlining submissions required to be made by wireless carriers to the Commission on a quarterly basis.

The Enhanced Wireless 911 Fund (the Fund) was created pursuant to Neb. Rev. Stat. § 86-463 (2002 Cum. Supp.) and was intended to reimburse wireless carriers for certain eligible expenses associated with the implementation of enhanced wireless 911 service.

Currently funding requests from wireless carriers are submitted and processed pursuant to the Act and Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001 entered July 16, 2002. Each order granting an application for funding from a wireless carrier requires that the wireless carrier provide to the Commission updated subscriber counts and cell site counts. Each order further mandates that each wireless carrier provide an address for each tower as well as pending cell sites with an estimated date of service availability.

In anticipation of the implementation of Phase II enhanced wireless 911 service, the Commission finds that it is necessary to refine the above mentioned policy regarding required submittals from wireless carriers.

In order to receive or continue to receive reimbursement for eligible expenses, all wireless carriers must submit the following information on a quarterly basis during each fiscal year.

Wireless carriers must submit to the Commission updated subscriber counts and cell site counts by county for their

entire service area, including those not currently providing Phase I enhanced wireless 911 service.

Each must submit a list of all cell towers currently on air. With respect to each cell tower, wireless carriers must provide an address for the tower including the latitude and longitude location of the tower, a radius of service for that tower, the date the tower went on air, the date that Phase I was implemented and the date that Phase II was implemented.

Each must submit a list of all pending cell towers not currently on air. With respect to each pending cell tower, wireless carriers must provide an address for the tower including the latitude and longitude location of the tower, a radius of service for that tower, and the date that the tower is expected to go on air.

All information must be submitted in a MS Excel or Microsoft Word format with one hard copy submitted and one electronic copy provided either on a disk/CD. All submissions must be made to the Commission on or before 5:00 p.m. on the 15<sup>th</sup> of the month immediately following each quarter of the fiscal year according to the schedule set forth below:

<u>Quarter</u>	<u>Due Date for Submissions</u>
January through March	April 15 <sup>th</sup>
April through June	July 15 <sup>th</sup>
July through September	October 15 <sup>th</sup>
October through December	January 15 <sup>th</sup>

In the alternative, the information described herein may also be filed with invoices submitted to the Commission.

Wireless carriers failing to provide the above-requested information in a timely fashion and in the requested format will be subject to fines levied by the Commission or delays in the processing of funding requests.

#### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that wireless carriers provide the above-requested information to the Commission in the manner outlined above.

IT IS FURTHER ORDERED that failure to provide the requested information in a timely fashion and in the requested format will result in fines or delays in the processing of funding requests.

MADE AND ENTERED at Lincoln, Nebraska, this 30th day of March, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director