

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. 911-019/PI-
Public Service Commission, on) 118
its own motion, to implement)
provisions of LB 1222 [2006])
and to establish a permanent) ORDER AUTHORIZING PAYMENTS
funding mechanism for wireless)
enhanced 911 service.)
Entered: May 21, 2013

BY THE COMMISSION:

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

The Commission adopted a permanent funding mechanism in the above-captioned docket on February 23, 2010 for purposes of disbursing funds from the Enhanced Wireless 911 Fund (Fund) to eligible wireless service providers (WSPs) and public service answering points (PSAPs) pursuant to Neb. Rev. Stat. § 86-465(1)(e) (2008).

Funding available for each funding year is calculated utilizing the 911-SAM approved by the Commission on February 23, 2010, as amended. On May 7, 2013, the Commission entered an order authorizing payments to PSAPs and WSPs and an allocation for the WSP grant process. However, the amounts included in the order were incorrect. Subsequent to the order being entered, it was also discovered that certain adjustments to the model were necessary. The May 7, 2013 order was therefore vacated.

In the process of reviewing previously approved amounts, staff became aware that due to changes in the 911-SAM in 2012, including the annual updates, the addition of the personnel cost module, and the gradual elimination of the wireless service provider grant program, the amounts allocated to PSAPs for the 2012-2013 funding year and approved by the Commission were in excess of those amounts set forth in the 911-SAM fund forecast. As a result, PSAP payments were approximately 28% greater than forecasted. The issue did not affect payments to WSPs. Modifications to the affected formulas were made for the 2013-2014 funding year. Additionally, programmatic changes were made to enhance existing quality control checks and to ensure similar issues will not arise in the future. However, it is necessary to also address the overpayment to PSAPs.

To deduct the overpayment from PSAPs without making additional funds available for distribution could significantly impact PSAPs. The fund balance remains well above the desired six month reserve. In order to mitigate the effects on PSAPs of correcting the 2012-2013 payment amounts, the Commission finds that the reserve input for the 2013-2014 funding year should be decreased, making additional funds available through the 911-SAM for PSAPs and WSPs for the 2013-2014 funding year.

Such a reduction is consistent with the Commission's previously stated intent of gradually reducing the fund balance over an approximately five year period to a six month reserve. The 2012-2013 overpayment will then be deducted from amounts allocated to PSAPs for the 2013-2014 funding year.

As a result of these adjustments, the overpayment in 2012-2013 is recaptured; PSAPs will receive approximately the same funding as was originally forecasted; and WSPs will receive slightly more than originally forecasted. The projected fund balance remains above that which is required to maintain a six month reserve.

Therefore, the Commission finds that pursuant to the 911-SAM, the following allocations are approved for the 2013-2014 funding year: **\$5,986,458** to eligible PSAPs; **\$1,054,736** to eligible WSPs and **\$346,743** for the WSP grant process. The amount allocated to PSAPs will be reduced by **\$1,213,550** to recapture the 2012-2013 overpayment, leaving **\$4,772,908** in potential payments to PSAPs. Although the adjusted amount appears to be a nearly 15% decrease when compared to the actual amounts paid in 2012-2013, when compared to the original forecasted amount of \$4,366,207 for the same period, this year's funding represents an approximate 9% increase.

Potential payments to individual PSAPs will be adjusted further to account for pre-existing payments. Attached hereto and incorporated herein by this reference are Appendix A, outlining the E911 Fund Forecast; Appendix B, a summary of the potential funding to each PSAP incorporating all pre-existing commitments for in the 2013-14 funding year; and Appendix C outlining WSP Support.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the adjustments set forth herein are approved and staff is authorized to make disbursements for the 2013-2014 funding year as described in this order.

MADE AND ENTERED at Lincoln, Nebraska this 21st day of May, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director

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NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schram Vice Chair

Bob Johnson

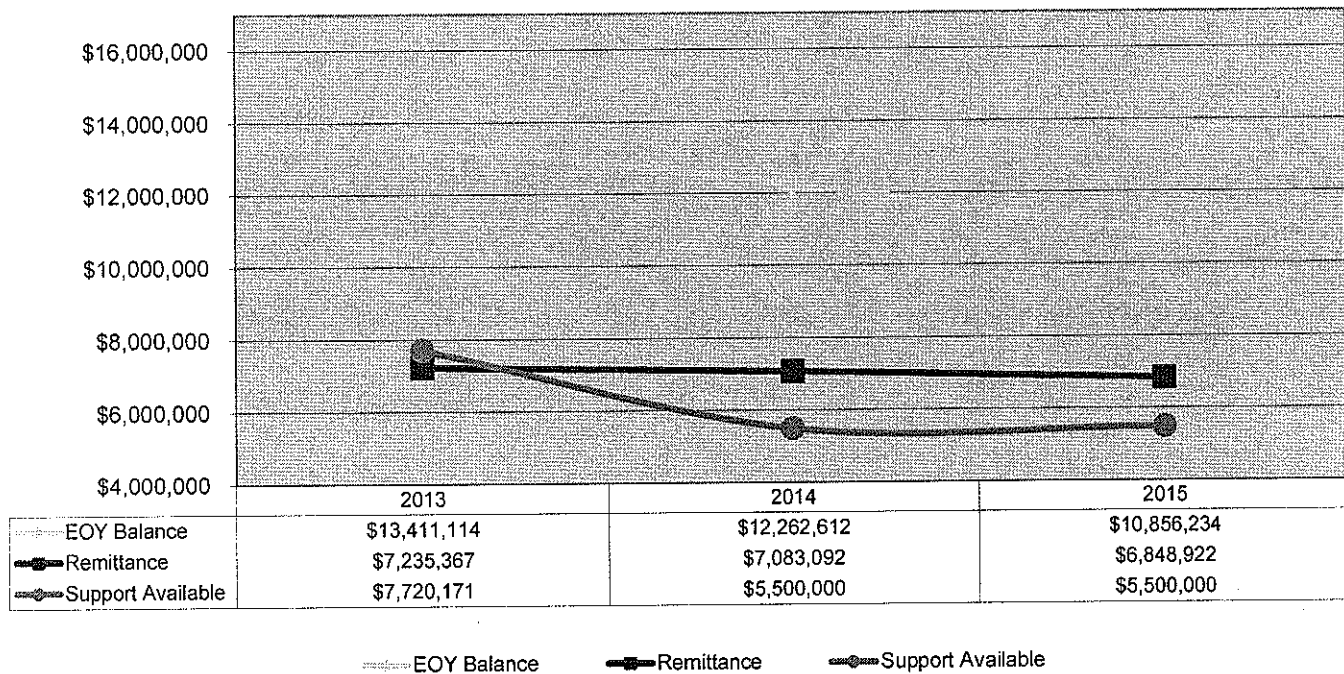
Donald L. Vay

ATTEST:

Steve Meradith
Executive Director

//s//Frank E. Landis

		<u>2013</u>		<u>2014</u>		<u>2015</u>
Balance	\$	16,483,727	\$	13,411,114	\$	12,262,612
Reserve	\$	12,776,766	\$	11,694,003	\$	10,239,779
Pre Existing	\$	-	\$	-	\$	-
NPSC	\$	421,822	\$	431,941	\$	442,306
LEC	\$	2,800,335	\$	2,868,261	\$	2,929,450
Remittance	\$	7,235,367	\$	7,083,092	\$	6,848,922
Support Available	\$	7,720,171	\$	5,500,000	\$	5,500,000
Support Allocated						
PSAP	\$	5,306,033	\$	3,747,247	\$	3,714,750
GIS	\$	680,425	\$	483,016	\$	481,328
WSP						
WSP	\$	1,054,736	\$	772,513	\$	793,311
Grants	\$	346,743	\$	190,461	\$	130,392
Interest Accrued	\$	302,113	\$	261,845	\$	236,237
EOY Balance	\$	13,411,114	\$	12,262,612	\$	10,856,234
Annual Inputs						
Surcharge Amount	\$	0.45	\$	0.45	\$	0.45
WSP Support Per Tower	\$	78.00	\$	81.00	\$	84.00
WSP Grant Cap		20.00%		15.00%		10.00%

E911 Fund Status Forecast

911-019/PI - 118			2013-2014 911-SAM PSAP Funding				Appendix B	
Docket Number	PSAP	Total Amount of Funding Approved in Cost Model	GIS Maintenance	Hardware/Software Costs	Advance of Funding	Total Pre-Existing Costs to be Deducted	Total Adjusted Annual Allocation	Monthly Allocation (11 Months)
911-042.66	Antelope County	\$49,391.81				\$0.00	\$49,391.81	\$4,490.16
911-042.44	Boone County	\$49,211.04				\$0.00	\$49,211.04	\$4,473.73
911-042.32	Boyd-Holt Counties Joint E911	\$57,969.36				\$0.00	\$57,969.36	\$5,269.94
911-042.53	Brown County	\$45,914.93		\$2,750.00		\$2,750.00	\$43,164.93	\$3,924.08
911-042.10	Buffalo County	\$104,323.83				\$0.00	\$104,323.83	\$9,483.98
911-042.35	Burt County	\$52,547.91		\$3,184.00		\$3,184.00	\$49,363.91	\$4,487.63
911-042.68	Butler County	\$49,270.04				\$0.00	\$49,270.04	\$4,479.09
911-042.39	Cass County Sheriff's Office	\$75,818.00				\$0.00	\$75,818.00	\$6,892.55
911-042.43	Cedar County	\$47,022.41				\$0.00	\$47,022.41	\$4,274.76
911-042.50	Chase County	\$44,418.79				\$0.00	\$44,418.79	\$4,038.07
911-042.52	Cherry County	\$49,798.45		\$2,888.00		\$2,888.00	\$46,910.45	\$4,264.59
911-042.16	Cheyenne County	\$57,235.31				\$0.00	\$57,235.31	\$5,203.21
911-042.57	City of Alliance	\$54,313.90		\$4,139.00		\$4,139.00	\$50,174.90	\$4,561.35
911-042.41	City of Beatrice	\$69,977.67				\$0.00	\$69,977.67	\$6,361.61
911-042.22	City of Columbus	\$77,253.92				\$0.00	\$77,253.92	\$7,023.08
911-042.08	City of Falls City	\$46,115.86	\$5,000.00			\$5,000.00	\$41,115.86	\$3,737.81
911-042.06	City of Grand Island	\$114,841.25				\$0.00	\$114,841.25	\$10,440.11
911-042.29	City of Hastings	\$82,999.75				\$0.00	\$82,999.75	\$7,545.43
911-042.14	City of Holdrege	\$51,358.48		\$3,763.00		\$3,763.00	\$47,595.48	\$4,326.86
911-042.33	City of Lincoln	\$324,864.31				\$0.00	\$324,864.31	\$29,533.12
911-042.09	City of McCook	\$52,612.68				\$0.00	\$52,612.68	\$4,782.97
911-042.59	City of Norfolk	\$91,730.28				\$0.00	\$91,730.28	\$8,339.12
911-042.18	City of North Platte	\$88,050.96				\$0.00	\$88,050.96	\$8,004.63
911-042.05	City of South Sioux City	\$69,149.02				\$0.00	\$69,149.02	\$6,286.27
911-042.46	City of Wayne and Wayne County	\$53,839.96		\$3,184.00		\$3,184.00	\$50,655.96	\$4,605.09
911-042.03	Clay County	\$47,652.82			\$12,344.42	\$12,344.42	\$35,308.40	\$3,209.85
911-042.62	Colfax County	\$52,339.96		\$3,184.00		\$3,184.00	\$49,155.96	\$4,468.72
911-042.21	Cuming County	\$50,300.53				\$0.00	\$50,300.53	\$4,572.78
911-042.47	Custer County	\$53,783.93	\$3,675.00	\$3,184.00		\$6,859.00	\$46,924.93	\$4,265.90
911-042.20	Dawes County	\$49,142.68				\$0.00	\$49,142.68	\$4,467.52
911-042.26	Dawson County	\$79,449.60				\$0.00	\$79,449.60	\$7,222.69
911-042.65	Dixon County	\$43,532.02				\$0.00	\$43,532.02	\$3,957.46
911-042.02	Dodge County 911 Board	\$89,468.07				\$0.00	\$89,468.07	\$8,133.46
911-042.49	Douglas County	\$386,419.15				\$0.00	\$386,419.15	\$35,129.01
911-042.45	Dundy County	\$41,909.35		\$3,717.00		\$3,717.00	\$38,192.35	\$3,472.03
911-042.24	Fillmore County	\$43,355.81	\$3,600.00	\$6,404.40		\$10,004.40	\$33,351.41	\$3,031.95
911-042.70	Franklin County	\$39,703.40	\$5,000.00	\$1,516.00		\$6,516.00	\$33,187.40	\$3,017.04
911-042.27	Frontier County	\$45,173.08	\$833.34			\$833.34	\$44,339.74	\$4,030.89
911-042.42	Furnas County	\$46,750.15				\$0.00	\$46,750.15	\$4,250.01
911-042.48	Garden County	\$37,973.67		\$7,808.00		\$7,808.00	\$30,165.67	\$2,742.33
911-042.15	Hamilton County	\$55,277.85				\$0.00	\$55,277.85	\$5,025.26
911-042.17	Hitchcock County	\$44,282.06				\$0.00	\$44,282.06	\$4,025.64
911-042.55	Howard County Communications	\$49,988.06				\$0.00	\$49,988.06	\$4,544.37
911-042.30	Jefferson County 911	\$46,665.06		\$4,548.00		\$4,548.00	\$42,117.06	\$3,828.82
911-042.07	Johnson County	\$47,645.55	\$5,000.00			\$5,000.00	\$42,645.55	\$3,876.87
911-042.72	Kearney County	\$49,194.53				\$0.00	\$49,194.53	\$4,472.23
911-042.25	Keith County	\$56,840.15				\$0.00	\$56,840.15	\$5,167.29
911-042.54	Keya Paha County	\$42,750.67		\$2,750.00		\$2,750.00	\$40,000.67	\$3,636.42
911-042.12	Kimball County	\$45,984.41				\$0.00	\$45,984.41	\$4,180.40
911-042.04	Knox County	\$46,069.87		\$3,184.00		\$3,184.00	\$42,885.87	\$3,898.72
911-042.13	Merrick County	\$50,211.85				\$0.00	\$50,211.85	\$4,564.71
911-042.40	Mid Rivers 911 Center	\$40,182.43	\$3,000.00	\$3,032.00		\$6,032.00	\$34,150.43	\$3,104.58
911-042.37	Morrill County	\$44,115.07		\$3,032.00		\$3,032.00	\$41,083.07	\$3,734.82
911-042.69	Nance County	\$42,046.19		\$3,184.00		\$3,184.00	\$38,862.19	\$3,532.93
911-042.01	Nemaha County	\$45,985.07				\$0.00	\$45,985.07	\$4,180.46
911-042.36	Nuckolls County 911	\$43,803.18		\$6,404.40		\$6,404.40	\$37,398.78	\$3,399.89
911-042.61	Otoe County Sheriff	\$57,808.00				\$0.00	\$57,808.00	\$5,255.27
911-042.23	Perkins County	\$40,027.24			\$2,918.85	\$2,918.85	\$37,108.39	\$3,373.49
911-042.67	Pierce County	\$51,723.57		\$3,032.00		\$3,032.00	\$48,691.57	\$4,426.51
911-042.34	Polk County	\$46,475.78				\$0.00	\$46,475.78	\$4,225.07
911-042.58	Region 26 Council	\$55,460.14		\$4,775.00		\$4,775.00	\$50,685.14	\$4,607.74
911-042.51	Rock County	\$43,414.40				\$0.00	\$43,414.40	\$3,946.76
911-042.19	Saline County	\$60,531.50		\$1,200.00		\$1,200.00	\$59,331.50	\$5,393.77
911-042.64	Sarpy County	\$230,492.23				\$0.00	\$230,492.23	\$20,953.84
911-042.71	Saunders County	\$63,387.16				\$0.00	\$63,387.16	\$5,762.47
911-042.63	Scottsbluff County	\$81,985.83				\$0.00	\$81,985.83	\$7,453.26
911-042.28	Seward County Communications	\$63,588.85			\$13,454.65	\$13,454.65	\$50,134.20	\$4,557.65
911-042.73	Sheridan County	\$44,872.36				\$0.00	\$44,872.36	\$4,079.31
911-042.60	Thayer County Sheriff	\$42,533.75				\$0.00	\$42,533.75	\$3,866.70
911-042.31	Thurston County	\$44,863.74				\$0.00	\$44,863.74	\$4,078.52
911-042.38	Washington County 911	\$63,806.03				\$0.00	\$63,806.03	\$5,800.55
911-042.56	York County Sheriff	\$63,911.14				\$0.00	\$63,911.14	\$5,810.10
Totals		\$4,772,907.85				\$135,689.06	\$4,637,218.79	\$421,565.34

**2013 WSP E911 Funding
Support**

WSP Names	WSP	Grants	WSP
	\$ 1,054,736	\$ 346,743	\$ 1,401,479
AT&T	\$ -		\$ -
Convey	\$ -		\$ -
Cricket	\$ 83,806		\$ 83,806
I Wireless (Iowa Wireless)	\$ -		\$ -
Long Lines	\$ -		\$ -
Pinpoint	\$ 6,064		\$ 6,064
Sagir	\$ -		\$ -
Sprint	\$ 301,836		\$ 301,836
Swiftel	\$ -		\$ -
T-Mobile	\$ -		\$ -
US Cellular	\$ 360,693		\$ 360,693
Verizon	\$ -		\$ -
Viaero	\$ 302,337		\$ 302,337
 Grant Funding		\$ 346,743	\$ 346,743