

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Custer County,) Application No. 911-023.04
Broken Bow, seeking funding)
approval for recurring and non-) ORDER APPROVING FUNDING
recurring costs of Enhanced) REQUEST
Wireless 911 implementation.)
) Entered: November 24, 2009

BY THE COMMISSION:

By written request for funding received October 30, 2009, Custer County, Broken Bow, (Custer County) sought funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

In its application, Custer County sought non-recurring costs in the amount of **\$6,000.00** for installation of an uninterrupted power supply (UPS). The costs cover wiring and connection to the generator. The Commission has previously provided 100% funding for equipment based upon the financial situation of the county.

The Enhanced Wireless 911 Advisory Board considered Custer County's request at its November 2, 2009 meeting and recommended that the Commission deny payment. Based upon a review of past funding requests, the Commission has found that it has previously paid for the purchase and installation of UPS for Dawson and Custer Counties. Additionally, UPS was included in many of the equipment packages that were funded by the Wireless E911 Fund during the last two years.

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

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2006), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the Interim Policy established in Progression Order No. 1 in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

Based upon the request for funding, supporting documentation, and in consideration of the recommendation of the Advisory Board, the Commission is of the opinion and finds that costs requested, subject to the limitations set forth below, are eligible under Neb. Rev. Stat. § 86-465 as all costs have been incurred or will be incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications

services required for the provision of enhanced wireless 911 service.

The Commission finds that the funding request shall be granted and **\$6,000.00** be paid to Custer County or its designee consistent with the terms of this order. Custer County may request that these amounts be paid directly to the vendor.

The Commission reserves the right to modify any recurring costs associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism.

If the Nebraska Legislature fails to appropriate or authorize the expenditure of sufficient funds to provide for the payment of costs from the Fund or, if a lawful order issued in or for any fiscal year reduces the funds appropriated or authorized in such amounts as to preclude making the payments from the Fund, the Commission will not be responsible for any costs not reimbursed by the Fund.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Enhanced Wireless 911 Fund shall pay to Custer County or its designee the amount of **\$6,000.00** consistent with the terms of this order for the equipment necessary to provide enhanced wireless 911 service.

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

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director