

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Cuming County,) Application No. 911-023.08
West Point, seeking funding)
approval for recurring and non-) ORDER APPROVING FUNDING
recurring costs associated with)
Enhanced Wireless 911) Entered: December 1, 2009
implementation.)

BY THE COMMISSION:

By written request for funding received November 2, 2009, Cuming County, West Point (Cuming County) seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service related to NE Colorado Wireless, dba Viaero (Viaero). Cuming County has one public safety answering point (PSAP), which will provide enhanced wireless 911 service throughout Cuming County. The local exchange carrier serving Cuming County's PSAP is Qwest.

Cuming County entered into a service agreement with Qwest for enhanced wireless 911 equipment and services. A copy of the agreement has been provided. In the agreement, Cuming County authorized the Commission to remit all payments for enhanced wireless 911 service to Qwest.

Cuming County now seeks initial costs and recurring costs to implement and provide enhanced wireless 911 service for Viaero as outlined in Appendix A attached hereto. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

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

This request for funding is being processed pursuant to *Neb. Rev. Stat. §§ 86-444 to 86-456* (2008 Cum. Supp.), 291 Neb. Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

Costs requested in the present funding request are eligible under *Neb. Rev. Stat. § 86-86-465(2)(a)* (2008 Cum. Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance, and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Cuming County has submitted a PSAP registration in compliance with Commission Docket 911-001.

Because Cuming County authorized Qwest to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Qwest consistent with the amounts set forth in Appendix A once implementation is complete. Cuming County shall notify the Commission in writing that implementation has been completed.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted.

Information set forth in Appendix A shall be treated as proprietary and confidential.

Payment of all recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of subscribers and wireless towers reported quarterly as required by Neb. Rev. Stat. § 86-459 (2008 Cum. Supp.). Any adjustments to costs must be approved by the Commission.

The Commission further finds that Cuming County is on notice and is aware that approval of this funding request is made with the understanding that it may be modified in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Cuming County's request for funding shall be granted consistent with the terms set forth herein.

IT IS FURTHER ORDERED that the Commission shall remit to Qwest amounts that comport with Appendix A attached hereto once implementation is complete.

IT IS FINALLY ORDERED that Cuming County is on notice and aware that approval of this funding request is made with the understanding that it may be modified in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

MADE AND ENTERED at Lincoln, Nebraska this 1st day of
December, 2009

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director