

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Fillmore ) Application No. 911-023.35  
County, Geneva, seeking funding )  
approval for recurring and non- )  
recurring costs associated with ) ORDER APPROVING FUNDING  
Enhanced Wireless 911 )  
implementation. )  
 ) Entered: August 1, 2007

BY THE COMMISSION:

By written request for funding received July 10, 2007, Fillmore County seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing Phase II enhanced wireless 911 service. The local exchange carrier serving Fillmore County's PSAP is Windstream.

Fillmore County entered into a service agreement with Windstream for enhanced wireless 911 equipment and services, including costs for the implementation and provision of Phase II service. A copy of the agreement has been provided. In the agreement, Fillmore County authorized the Commission to remit all payments for Phase II enhanced wireless 911 service to Windstream.

Fillmore County now seeks initial costs and recurring costs to implement and provide Phase II enhanced wireless 911 service as outlined in Appendix A attached hereto. Initial costs are to activate E2 interface, test link and upgrade database to allow location coordinates to pass through to the public safety answering point (PSAP.)

The Enhanced Wireless 911 Advisory Board recommended at its March 23, 2007, meeting that the Commission pay from the Fund Phase II LEC costs.

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 (2006 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) (2006 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.

Because Fillmore County authorized Windstream to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Windstream consistent with the amounts set forth in Appendix A as each implementation is complete. Fillmore County shall notify the Commission in writing that an implementation has been completed and payments shall be adjusted accordingly based on the rates set forth in Appendix A.

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. Any adjustments to rates must be approved by the Commission. The Commission shall be notified of any testing for tower implementations.

The Commission further finds that Fillmore 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 Fillmore 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 Windstream amounts that comport with Appendix A attached hereto once each implementation is complete.

IT IS FINALLY ORDERED that Fillmore 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 August,  
2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director