

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. 911-042.24
Public Service Commission, on)
its own motion, seeking to)
administer funding for public) ORDER DENYING REQUEST FOR
safety answering points for the) RECONSIDERATION
implementation and provision of)
Enhanced Wireless 911 service:)
Fillmore County.) Entered: August 3, 2010

BY THE COMMISSION:

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

On May 10, 2010, the Fillmore County Sheriff's Office (Fillmore County) filed its application for funding with the Commission pursuant to Docket No. 911-019/PI-118. The deadline for the filing of all applications for funding was April 23, 2010. The Commission had previously stated in the Final Order Adopting Model and Application Process entered on February 23, 2010, that "Failing to submit an application by the deadline would result in a loss of funding for the 2010-2011 funding year."

Due to the late-filing of Fillmore County's application, the Commission approved its request in part finding that Fillmore County's total annual allocation should be reduced in an amount equal to one month's payment in the amount of \$1,776.41. The monthly payments shall be recalculated based upon the reduced annual allocation. The Commission further found that such a reduction is necessary as a matter of fairness to those PSAPs who filed applications in a timely manner.

On or about July 9, 2010, Fillmore County requested that the Commission reconsider the reduction in its allocation. Hearing was held on the matter on July 27, 2010. Sheriff William Burgess testified in support of Fillmore County's request. Sheriff Burgess testified that missing the filing deadline was an oversight due to the prolonged absence of their emergency manager. Sheriff Burgess acknowledged receiving the orders of the Commission setting out the process and deadlines.

No compelling reason was offered to justify treating Fillmore County differently than other public safety answering points whose funding was reduced due to their late-filed applications. The Commission finds that the request for reconsideration should be denied.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Fillmore County's request for reconsideration is denied.

MADE AND ENTERED at Lincoln, Nebraska this 3rd day of August, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director