

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska        ) Application No. 911-042.34  
Public Service Commission, on        )  
its own motion, seeking to        )  
administer funding for public        )  
safety answering points for the        ) ORDER MODIFYING FUNDING  
implementation and provision of        )  
Enhanced Wireless 911 service:        )  
Polk County.                                ) Entered: May 9, 2017

BY THE COMMISSION:

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

On or about March 30, 2010, the Nebraska Public Service Commission (Commission) opened the above-mentioned docket, on its own motion, seeking to administer funding for public safety answering points (PSAPs) for the implementation and provision of Enhanced Wireless 911 service pursuant to the permanent funding mechanism approved under Docket No. 911-019/PI-118.

On March 31, 2014, Polk County filed its application for funding with the Commission pursuant to Docket No. 911-019/PI-118. April 29, 2014, the Commission entered its annual funding order under the Wireless 911 Support Allocation Model (911-SAM).<sup>1</sup> In typical fashion, Appendix A to such order included a table setting forth the proposed amount of funding to be allocated to each PSAP for the 2014-2015 funding year under the 911-SAM. Polk County qualified for \$46,408.06 in annual funding.

Subsequent to the April 29, 2014 Order, the Commission completed an audit for the 2012-2013 funding year. The audit determined that Polk County had set-aside \$4,892.44 in excess of the maximum 75% of funding that PSAPs are allowed to retain for future equipment and software purchases.<sup>2</sup> Therefore, pursuant to Commission Order, an adjustment was made to reduce Polk County's annual funding

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<sup>1</sup> In the Matter of the Nebraska Public Service Commission, on its own motion, to implement provisions of LB 1222 [2006] and to establish a permanent funding mechanism for wireless enhanced 911 service, Application No. 911-019/PI-118, ORDER AUTHORIZING PAYMENTS (April 29, 2014)

<sup>2</sup> In the Matter of the Nebraska Public Service Commission, on its own motion, to implement provisions of LB 1222 [2006] and to establish a permanent funding mechanism for wireless enhanced 911 service, Application No. 911-019/PI-118, FINAL ORDER ADOPTING MODEL AND APPLICATION PROCESS (February 23, 2010).

in an amount equal to such excess, resulting in funding to Polk County for the 2014-2015 funding year in the amount of \$41,515.62.<sup>3</sup>

On April 11, 2016, Polk County filed its application for funding with the Commission pursuant to Docket No. 911-019/PI-118. June 28, 2016, the Commission entered an order approving annual funding for Polk County in the amount of up to \$46,263.66 for the 2016-2017 funding year.<sup>4</sup>

Subsequent to the June 28, 2016 Order, the Commission completed an audit for the 2013-2014 funding year. The audit determined that Polk County had set-aside \$5,984.88 in excess of the maximum 75% of funding that PSAPs are allowed to retain for future equipment and software purchases.<sup>5</sup> Therefore, pursuant to Commission Order, an adjustment was made to reduce Polk County's annual funding in an amount equal to such excess, resulting in funding to Polk County for the 2016-2017 funding year in the amount of \$40,278.78.<sup>6</sup>

The Commission recently completed a review and audit of Polk County for the 2012-2013 and 2013-2014 funding years. During such review, it was determined that personnel expenses for dispatchers who receive and process wireless enhanced 911 calls had not been included in the total of the County's expenditures for eligible expenses in the 2012-2013 and 2013-2014 funding years. However, PSAP costs eligible for wireless enhanced funding had been expanded to include such personnel expenses by Commission Order dated April 17, 2012.<sup>7</sup>

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<sup>3</sup> In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Polk County, Application No. 911-042.34, ORDER APPROVING FUNDING (June 17, 2014).

<sup>4</sup> In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Polk County, Application No. 911-042.34, ORDER APPROVING FUNDING (June 28, 2016).

<sup>5</sup> In the Matter of the Nebraska Public Service Commission, on its own motion, to implement provisions of LB 1222 [2006] and to establish a permanent funding mechanism for wireless enhanced 911 service, Application No. 911-019/PI-118, FINAL ORDER ADOPTING MODEL AND APPLICATION PROCESS (February 23, 2010).

<sup>6</sup> In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Polk County, Application No. 911-042.34, ORDER MODIFYING FUNDING (August 2, 2016).

<sup>7</sup> In the Matter of the Commission, on its own motion, seeking to investigate and determine costs eligible for funding from the Enhanced Wireless 911 Fund pursuant to Neb. Rev. Stat. § 86-465(2)(b) and (c), Application No. 911-054/PI-181 Order Amending List of Eligible Expenses (Apr. 17, 2012).

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It is apparent that Polk County incurred eligible personnel expenses exceeding \$10,877.32 for dispatchers who receive and process wireless enhanced 911 calls during the 2012-2013 and 2013-2014 funding years.<sup>8</sup> The fact that such eligible expenses were incurred by the PSAP eliminates the need for the adjustments described above.

Based on the foregoing, the Commission finds that funding for Polk County should be modified to increase such funding by an amount equal to \$10,877.32 for the 2016-2017 funding year. Such amount shall be payable to Polk County as an additional payment prior to the end of the 2016-2017 funding year.



O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that funding for Polk County is hereby modified by increasing such amount by **\$10,877.32** as set forth herein, resulting in a total of up to \$51,156.10 for the 2016-2017 funding year. Such additional amount shall be payable to Polk County no later than June 30, 2017.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 9<sup>th</sup> day of May, 2017.

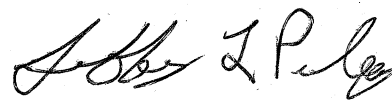
NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

  
  
//s//Frank E. Landis  
//s//Tim Schram

  
Chairman

ATTEST:

  
Executive Director

COMMISSIONERS DISSENTING:

//s//Crystal Rhoades

<sup>8</sup> Combined total of overages for both funding years: 2012-2013-\$4,892.44 and 2013-2014-\$5,984.88.