

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. 911-042.47
Public Service Commission, on)
its own motion, seeking to)
administer funding for public)
safety answering points for the) ORDER APPROVING FUNDING
implementation and provision of)
Enhanced Wireless 911 service:)
Custer County.)
) Entered: January 31, 2017

BY THE COMMISSION:

On or about November 28, 2016, Custer County filed a request seeking approval for the use of enhanced wireless 911 set-aside funds toward the purchase of replacement customer premise equipment. According to a pricing summary dated November 21, 2016, provided to Custer County by Motorola Emergency Callworks, the cost of the equipment and software would be \$94,435.00, professional installation services and related services would be \$40,633.71, one year of system and software support would be \$10,518.00, and one year of on-site maintenance and repair services would be \$9,455.95, with the total one year cost being \$155,042.66. The pricing summary also included purchase options with three, five and ten year prepaid maintenance agreements, with total pricing of \$196,651.66, \$225,113.16 and \$346,361.41, respectively.

The Wireless Enhanced 911 Advisory Board considered the Custer County request at its December 5, 2016, meeting and recommended that the request be approved in an amount of up to \$155,042.66.

Subsequent to the Advisory Board Meeting, Motorola Emergency CallWorks provided a revised pricing summary, dated December 20, 2016, to Custer County. The revised pricing summary reflected a reduction in the equipment and software cost to \$82,214.00. In addition, the on-site maintenance and repair services were removed from the pricing summary, resulting in a total one year cost of \$133,365.71. Pricing with maintenance plans added to the equipment purchase were also reduced to \$156,062.81 for three years, \$165,612.41 for five years and \$239,580.91 for ten years.

The costs sought are shared costs subject to the wireless/wireline ratio. The Custer County wireless/wireline ratio for the 2016-2017 funding year is 78% wireless.

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

The Nebraska Public Service Commission (Commission) adopted the permanent cost model to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service under Docket No. 911-019/PI-118.¹

Based upon the request, supporting documentation, and in consideration of the recommendation of the Advisory Board, the Commission is of the opinion and finds that the costs requested are eligible for funding as costs have been incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.²

Pursuant to the permanent funding mechanism, PSAPs are permitted to retain up to seventy-five percent (75%) of the annual funding amount allocated to that PSAP for the future purchase of equipment and software.³ However, costs for maintenance agreements are not an eligible use of set aside funds.⁴ Maintenance costs must be paid annually and are subject to the wireless/wireline ratio on file with the Commission for the related funding year.⁵ Therefore, Custer County is not authorized to use set-aside funds for funding of the proposed three, five or ten year maintenance plans.

Based upon the above, the Commission finds that Custer County's request to use set-aside funds for the purchase of customer premise equipment, together with related software,

¹ *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 (Feb. 23, 2010).*

² NEB. REV. STAT. § 86-465.

³ App. No. 911-019/PI-118, *supra* note 1.

⁴ See, e.g., *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: Sheridan County, Application No. 911-042.73 (Nov. 13, 2014).*

⁵ *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: City of Wayne, Application No. 911-042.73 (Oct. 25, 2016).*

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installation and support should be approved in the amount of **\$104,025.26**, representing 78% of \$133,365.71, based on the wireless/wireline ratio on file with the Commission.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the funding request for the use of set aside funds by Custer County is hereby approved as set forth herein in an amount not to exceed **\$104,025.26** in costs.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 31st day of January, 2017.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s//Mary Ridder
//s//Rod Johnson
//s//Frank E. Landis
//s//Tim Schram


Chairman

ATTEST:

Commissioners Dissenting:

//s//Crystal Rhoades


Executive Director