

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 MODIFYING FUNDING
implementation and provision of)
Enhanced Wireless 911 service:)
Custer 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 April 15, 2016, Custer County filed its application for funding with the Commission pursuant to Docket No. 911-019/PI-118. On May 3, 2016, the Commission entered its annual funding order under the Wireless 911 Support Allocation Model (911-SAM).¹ 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 2016-2017 fiscal year under the 911-SAM. Custer County qualified for \$53,279.67.

Subsequent to the May 3, 2016, Order, the Commission completed an audit for the 2012-2013 and 2013-2014 funding years. The audits determined that Custer County had set-aside \$7,348.44 in excess of the maximum 75% of funding that PSAPs are allowed to retain for future equipment and software purchases.² Therefore, pursuant to Commission Order, an adjustment was made to reduce Custer County's annual funding in an amount equal to such excess, resulting in

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, ORDER AUTHORIZING PAYMENTS (May 3, 2016)

² 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).

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funding to Custer County for the 2016-2017 funding year in the amount of \$45,931.23.³

Additionally, the Commission completed an audit of the 2014-2015 funding year and determined Custer County had set aside an additional \$8,532.88 in excess of the maximum 75% of funding PSAPs are allowed to retain. In a subsequent order, the Commission made an additional adjustment to reduce Custer County's annual funding in an amount equal to such excess resulting in funding to Custer County in the amount of \$37,398.35.⁴

The Commission recently completed a review and audit of Custer County for the 2012-2013, 2013-2014, 2014-2015 and 2015-2016 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, 2013-2014, and 2014-2015 funding years. However, PSAP costs eligible for wireless enhanced funding had been expanded to include such personnel expenses by Commission Order dated April 17, 2012.⁵

It is apparent that Custer County incurred eligible personnel expenses exceeding \$15,881.32 for dispatchers who receive and process wireless enhanced 911 calls during the 2012-2013, 2013-2014, and 2014-2015 funding years.⁶ 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 Custer County should be modified to increase such funding by an amount equal to \$15,881.32 for the 2016-2017 funding year. Such amount shall be payable to Custer County as an additional payment prior to the end of the 2016-2017 funding year.

³ 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: Custer County, Application No. 911-042.47, ORDER APPROVING FUNDING (June 28, 2016).

⁴ 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: Custer County, Application No. 911-042.47, ORDER MODIFYING FUNDING (July 12, 2016).

⁵ 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).

⁶ Combined total of overages for the three funding years: 2012-2013-\$6,593.46, 2013-2014-\$754.98, and 2014-2015-\$8,532.88.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that funding for Custer County is hereby modified by increasing such amount by **\$15,881.32** as set forth herein, resulting in a total of up to \$53,279.67 for the 2016-2017 funding year. Such additional amount shall be payable to Custer County no later than June 30, 2017.

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

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Mary Reddel

Ed [unclear]

//s//Frank E. Landis

//s//Tim Schram

Tim Schram
Chairman

ATTEST:

Jerry L. Puley

Executive Director

COMMISSIONERS DISSENTING:

//s//Crystal Rhoades