

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska     ) Application No. 911-042.35  
Public Service Commission, on     )  
its own motion, seeking to     )  
administer funding for public     ) ORDER APPROVING FUNDING  
safety answering points for     )  
the implementation and     )  
provision of Enhanced Wireless     )  
911 service: Burt County     Entered: May 19, 2020

BY THE COMMISSION:

On or about April 2, 2020, the Burt County Public Safety Answering Point ("PSAP") filed a request to use set aside funds for the purchase of a Computer Assisted Dispatch ("CAD") system from Justice Data Solutions, Inc. ("JDS"). According to the information provided with Burt County's funding request, the cost of the CAD system is \$7,500.00, plus \$5,000.00 for an interface with the county's GeoComm mapping system, plus first year maintenance of \$1,250.00, for a total of \$13,750.00.

The requested costs are shared costs subject to the wireless/wireline ratio. The wireless/wireline ratio for Burt County for the 2019-2020 funding year is 86 percent. Therefore, the amount of wireless set aside funds available to be used for this purchase is 86 of \$13,750.00, which is \$11,825.00.

The Wireless Enhanced 911 Advisory Board considered the request at its May 13, 2020, meeting and recommended the request be approved.

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

Pursuant to the 911 Service System Act<sup>1</sup> (the "Act"), the Commission is responsible for allocating funding to PSAPs from the 911 Service System Fund (the "Fund").<sup>2</sup> The Fund consists primarily of 911 surcharges collected by wireless carriers from wireless service customers.<sup>3</sup> The Act provides that money in the fund may be used to pay for costs that are determined by the Public Service Commission ("Commission") to be eligible for funding, including costs incurred by PSAPs for acquisition, installation, maintenance,

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<sup>1</sup> Neb. Rev. Stat. §§ 86-1001 to 86-1029.03.

<sup>2</sup> Neb. Rev. Stat. §§ 86-1025(5).

<sup>3</sup> See, e.g., Neb. Rev. Stat. §§ 86-456, 86-456.01, 86-457, 86-459, 86-466, 86-904 and 86-1028.

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and operation of telecommunications equipment and services required for the provision of 911 service.<sup>4</sup>

PSAPs may set aside up to seventy-five percent (75%) of their annual funding allocation for future purchases of equipment and software.<sup>5</sup> Set-aside funds may also be used to pay the first year of multi-year maintenance, service, support or licensing agreements.<sup>6</sup> However, set-aside funds may not be used to pay future years of multi-year maintenance, service, support or licensing agreements. Any such future costs must be paid from a PSAP's annually allocated funds or other sources.<sup>7</sup>

Based upon the request for funding, 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 incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of 911 service.

As stated above, the amount eligible for funding using set-aside funds is \$11,825.00 when utilizing the 86 percent wireless/wireline ratio of Burt County for the current funding year.

Based upon the above, the Commission finds that use of set-aside funding by Burt County should be approved in an amount up to **\$11,825.00.**

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<sup>4</sup> Neb. Rev. Stat. § 86-1025(5)(c).

<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 (Feb. 23, 2010).

<sup>6</sup> *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: City of North Platte*, Application No. 911-042.18 ORDER APPROVING FUNDING (August 29, 2017).

<sup>7</sup> *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: Dundy County*, Application No. 911-042.45, ORDER APPROVING APPLICATION (Dec. 4, 2018).

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## O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that funding for Burt County is hereby approved in an amount up to **\$11,825.00**.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 19<sup>th</sup> day of May, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



Chair

ATTEST:

  
Executive Director