

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. 911-019/PI-118
Public Service Commission, on)
its own motion, to implement)
provisions of LB 1222 [2006] and) PROGRESSION ORDER NO. 2
to establish a permanent funding)
mechanism for wireless enhanced)
911 service.) Entered: September 21, 2010

BY THE COMMISSION:

On February 23, 2010, the Nebraska Public Service Commission (Commission) entered an order pursuant to Neb. Rev. Stat. § 86-465(1)(e) adopting a permanent funding mechanism and process to provide funding for the implementation and provision of enhanced 911 service.

The February 23, 2010 order stated with respect to charges of local exchange carriers:

LECs will be compensated on a per wireless subscriber rate and paid based upon the number of wireless subscribers reported to the Commission in wireless quarterly reports. Each LEC shall file a tariff outlining a per subscriber rate no later than **October 15, 2010** based upon the costs of providing the service. Total recoverable costs should not exceed total amounts currently billed under contracts. However, the rate established should take into account any Phase II costs and nonrecurring costs incurred for the implementation of enhanced wireless 911 service of future towers that the LEC expects to recover.¹

Issues have arisen regarding the reporting of prepaid subscribers by some carriers. These issues cannot be resolved in sufficient time to allow LECs to accurately calculate a tariffed rate based upon total wireless subscribers in Nebraska. It is important that the Commission ensure that all LECs charge a based upon consistent assumptions and that payments made to LECs be based upon those assumptions.

Therefore, the Commission finds that tariffed rates filed by the LECs pursuant to the February 23, 2010 order should be based upon the number of wireless subscribers in Nebraska reported by

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 at 9 (Feb. 23, 2010).

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county. Furthermore, payments made to LECs will be based only on those wireless subscribers reported by county.

The Commission intends to open an investigation in order to determine an equitable method for the allocation of prepaid subscribers that are not currently reported by county between LECs for purposes of payments made for wireless enhanced 911 services.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Commission's February 23, 2010 order adopting a permanent funding mechanism and process, is amended as set forth herein.

MADE AND ENTERED at Lincoln, Nebraska, this 21st day of September, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:





//s// Frank E. Landis
//s// Gerald L. Vap

Chairman



ATTEST:

Executive Director

