

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Nuckolls ) Application No. 911-023.52  
County, Public Safety Answering )  
Point, Nelson, seeking funding ) ORDER APPROVING FUNDING FOR  
approval for recurring and non- ) MAINTENANCE  
recurring costs of Enhanced )  
Wireless 911 implementation. ) Entered: April 21, 2009

BY THE COMMISSION:

By written request for funding received April 2, 2009, Nuckolls County, Public Safety Answering Point, Nelson (Nuckolls County), sought funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

In its application, Nuckolls County seeks **\$32,022.00** paid in monthly installments of **\$533.70** commencing September 2008 to September, 2013 over five (5) years for software maintenance.

Nuckolls County provided supporting documentation for the expenses including a copy of the contract. The Enhanced Wireless 911 Advisory Board considered Nuckolls County's request at its April 6, 2009 meeting and recommended that the Commission approve payment in full.

The costs are consistent with the vendor's response to the Commission's Request for Proposal (RFP) and other similar requests.

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

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2008), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the Interim Policy established in Progression Order No. 1 in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

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 costs requested, subject to the limitations set forth below, are eligible under Neb. Rev. Stat. § 86-465 as all costs have been incurred or will be incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Nuckolls County's request includes costs associated with a five (5) year maintenance and service plan for software. The Commission finds that maintenance of the equipment and software is essential to ensure the proper operation of the statewide 911 system and should be funded to the extent funds are available during this interim period, subject to change based upon the availability of funds and the permanent funding mechanism.

Therefore, the request for funding should be granted in the amount of **\$32,022.00** in software maintenance paid in monthly installments for a period of up to five (5) years subject to the limitations set forth herein and consistent with the terms of the contract.

The Fund shall therefore pay to Nuckolls County or its designee the amount of **\$32,022.00** consistent with the terms of this order, subject to change based upon the availability of funding and the permanent funding mechanism. Nuckolls County may request that these amounts be paid directly to the vendor.

The Commission reserves the right to modify any recurring costs associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Enhanced Wireless 911 Fund shall pay to Nuckolls County, or its designee, the amount of **\$32,022.00** in monthly installments over a five (5) year period effective September 24, 2008, consistent with the terms of this order.

MADE AND ENTERED at Lincoln, Nebraska this 21st day of April, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director