

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska ) Application No. 911-042.48  
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: )  
Garden County. ) Entered: September 25, 2012

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 for the implementation and provision of Enhanced Wireless 911 service pursuant to the permanent funding mechanism.<sup>1</sup>

Garden County was approved for interim funding in the amount of \$19,122.86 for the 2012-13 funding year pending implementation of Phase II enhanced wireless 911 service. This amount reflected the deduction of pre-existing commitments totaling \$6,444.00. Interim payments were approved with the understanding that any adjustments made as a result of issues being considered in Docket No. 911-019/PI-118<sup>2</sup> would be retroactive to July 1, 2012.

On September 18, 2012, the Commission entered an order in Docket No. 911-019/PI-118 resolving the outstanding issues resulting in adjustments to PSAP funding.<sup>3</sup> Based upon those adjustments and the modification of certain pre-existing payments for some PSAPs, the Commission finds that Garden County is

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<sup>1</sup> Neb. Admin. Code Title 291, Ch. 15 (July 16, (2011); *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).

<sup>2</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, Order Making Findings, Establishing a Schedule and Setting a Hearing (June 26, 2012).

<sup>3</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, Order Adopting Proposal and Releasing Adjusted Payments (Sept. 18, 2012).

approved for a total funding amount of \$44,490.24 for the 2012-2013 funding year. No adjustment was made to account for amounts already received for the current funding year as the PSAP had not yet implemented Phase II wireless 911. An adjustment was made in the amount of \$7,670.00 in pre-existing commitments for the 2012-2013 funding year. A month's allocation in the amount of \$4,091.14 was deducted as the PSAP failed to timely file its application for funding. Although amounts were paid on behalf of the PSAP during the 2011-2012 funding year, the PSAP did not implement Phase II wireless 911 service until September 2012 and was therefore not receiving a monthly allocation at that time.<sup>4</sup> As a result no deduction was made for amounts paid on the PSAP's behalf that year. Calculations for individual PSAPs are available via the Commission's website.

Therefore, Garden County shall receive a total of \$32,729.10 to be paid in monthly installments in the amount of \$3,636.57 for the remaining nine (9) months of the 2012-2013 funding year.

Garden County is required to submit documentation to justify expenditures, including an accounting of funds set aside for future equipment and software purchases, and update contact and other information no later than October 15 following the close of the funding year consistent with Neb. Admin. Code, Title 291, Ch. 15 § 008. If the Commission determines that any funds were not used appropriately, funding for the following funding year will be adjusted to recoup any necessary funds. All PSAPs are subject to audit.

#### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the funding for the Garden County is hereby adjusted as set forth herein.

IT IS FURTHER ORDERED that Garden County must submit required documentation to justify all expenditures with approved funds no later than October 15 following the close of the funding year consistent with Neb. Admin. Code, Title 291, Ch. 15 § 008.

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<sup>4</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, Progression Order No. 1 at 4 (Apr. 6, 2010).*

MADE AND ENTERED at Lincoln, Nebraska this 25<sup>th</sup> day of  
September, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director


SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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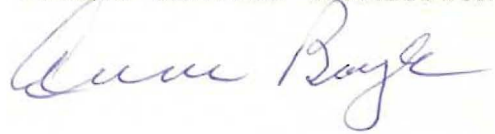
COMMISSIONERS CONCURRING:



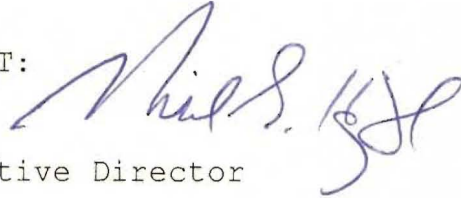
//s//Anne C. Boyle  
//s//Frank E. Landis

NEBRASKA PUBLIC SERVICE COMMISSION

Vice  
Chairman



ATTEST:



Executive Director