

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Polk County,) Application No. PSAP-044
Osceola, seeking funding)
approval for recurring and non-)
recurring costs of wireless E911) ORDER AMENDING FUNDING
implementation.)
)
) Entered: June 13, 2006

BY THE COMMISSION:

By written request for funding received May 26, 2005, Polk County, Osceola, sought funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service. The initial request was approved by the Commission by order entered on June 1, 2005. Polk County has one public safety answering point (PSAP) located in Osceola, which provides enhanced wireless 911 service throughout Polk County. The local exchange carrier serving Polk County's PSAP is Alltel (Alltel). Polk County's PSAP is served by the following wireless carriers: Alltel Wireless and Western Wireless.

The June 1, 2005, order approved funding for two cell tower sectors for Western Wireless. On October 18, 2004, Alltel Wireless and Western Wireless implemented Phase I in Polk County. During testing it was discovered that the information provided regarding the number of sectors was incorrect. There are eleven (11) sectors. No payments relating to implementation of Western Wireless have been paid to date. As a result, Polk County seeks approval for an amended funding request.

Polk County seeks nonrecurring costs of \$16,500.00 and recurring costs of \$100.00 per month per eleven sectors to implement and provide enhanced wireless 911 service for Western Wireless. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

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

This request for funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-469. (2006), 291 Neb. Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

Costs requested are eligible under Neb. Rev. Stat. § 86-466 (2004 Cum. Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Based upon the amended request for funding and supporting documentation, the Commission is of the opinion and finds that the amended request for funding related to implementation of Western Wireless should be granted as follows. The Fund shall pay the non-recurring charges of \$16,500.00. With respect to the monthly recurring charges, the Fund shall pay \$83.27 which represents the previously approved amount prorated for the month of October 2005 based on the date of implementation. The Fund will pay \$100 per sector for the two sectors previously approved for the months of November 2005 through May 2006. Finally, beginning in June 2006, the Fund shall pay \$100 per each of the eleven (11) sectors. The Commission further finds that all other payments approved in the June 1, 2005 Order with respect to Alltel Wireless should remain unchanged.

Because Polk County authorized Alltel to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Alltel as outlined herein. Recurring costs requested for partial months must be prorated.

The Commission further finds that should the number of sectors change, an additional funding request must be submitted.

The Commission further finds that Alltel and Polk County shall each sign an acknowledgement indicating that Alltel and Polk is aware that approval of this funding request is made with the understanding that it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

All costs of Nebraska Universal Service Fund (NUSF) surcharges and any legitimate government-imposed taxes or surcharges assessed on enhanced wireless 911 charges should also be paid.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Polk County's amended request for funding related to the implementation of Western Wireless shall be granted as outlined herein with all other payments approved in the June 1, 2005, Order with respect to Alltel Wireless remaining the same.

IT IS FURTHER ORDERED that the Commission shall remit to Alltel amounts that comport with this order.

IT IS FURTHER ORDERED that should the number of sectors present in Polk County change, Polk County shall submit an additional funding request.

IT IS FURTHER ORDERED that Alltel and Polk County shall each sign an acknowledgement indicating that Alltel and Polk is aware that approval of this funding request is made with the understanding that it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

IT IS FURTHER ORDERED that any government-imposed taxes or surcharges assessed on enhanced wireless 911 charges shall be paid.

MADE AND ENTERED at Lincoln, Nebraska this 13th day of June, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Deputy Director