

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,) Application No. NUSF-4
on its own motion, seeking to)
determine the level of the fund) PROGRESSION ORDER NO. 12
necessary to carry out the)
Nebraska Telecommunications)
Universal Service Fund Act)
beginning July 1, 1999.) Entered: April 17, 2007

BY THE COMMISSION:

On March 11, 1999, the Nebraska State Legislature passed Legislative Bill 514, which was subsequently signed into law by the Governor on March 18, 1999. This legislative bill was titled the Nebraska Telecommunications Universal Service Fund Act and is now codified in Neb. Rev. Stat. §§ 86-316 through 86-329 of the Nebraska Revised Statutes. Neb. Rev. Stat. § 86-328 requires that:

Annually the Commission shall hold a public hearing to determine the level of the fund necessary to carry out the Nebraska Telecommunications Universal Service Fund Act.

On December 19, 2006, the Commission entered an emergency order, pursuant to Neb. Rev. Stat. § 86-328(2), setting the Nebraska Universal Service Fund surcharge at 6.95 percent, effective April 1, 2007.

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

Accordingly, the Commission hereby sets a public hearing for June 5, 2007 at 1:30 p.m. in the Commission Hearing Room, Lincoln. The purpose of said hearing is to determine the level of the Nebraska Universal Service Fund ("NUSF") necessary to carry out the requirements of the Nebraska Telecommunications Universal Service Fund Act for the fiscal year beginning July 1, 2007.

As required by Neb. Rev. Stat. § 86-328 the Commission shall publish notice of this hearing in at least one newspaper of general circulation in the state for two consecutive weeks before the hearing.

After this hearing, the Commission shall determine the necessary amount of the NUSF for the fiscal year July 1, 2007. The Commission will continue to set the level of the fund, inter alia, in order to keep at least ninety six percent (96.0%) of Nebraska households subscribed to basic local exchange service.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a public hearing shall be held on **June 5, 2007**, at 1:30 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 "N" Street, Lincoln, Nebraska, to determine the level of the Nebraska Universal Service Fund necessary to carry out the requirements of the Nebraska Telecommunications Universal Service Fund Act for the fiscal year July 1, 2007 through June 30, 2008.

MADE AND ENTERED in Lincoln, Nebraska on this 17th day of April, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director