

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the	) APPLICATION NO. BR-396
Prescription of Reasonable	)
Rates and Charges for Motor	) GRANTED ON AN EMERGENCY
Carriers Passengers and	) BASIS
Property for Hire subject to	)
the Provisions of Neb. Rev.	) ENTERED: NOVEMBER 8, 2011
Stat. (Reissue 2003), Chapter	)
75, Articles 1 and 3.	)

BY THE COMMISSION:

### OPINION AND FINDINGS

On November 2, 2011, Triumph Transportation, dba Prince of the Road, Kearney, Nebraska, filed an application for authority to amend its non-charter individual passenger service rates as follows:

Description	Current	Proposed
I. Statewide Rural Mileage Rate	\$1.50	\$1.50
Statewide Wheelchair Rate within City Limits	n/a	\$33.00

#### Miscellaneous Rates:

Additional Stops within city (per stop)	\$5.00	\$5.80
Additional Passengers (per person)	\$2.00	\$6.05
Holiday or after hours	n/a	\$20.00
Rural escort/second driver (per loaded mile)	\$0.35	\$0.35
Urban escort/second driver	\$9.52	\$9.52

Emergency action is requested.

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The proposed changes have a various impact on their current rate structure. A statewide wheelchair rate within city limits would be established at \$33.00. Additional stops would be increased by eighty cents, back to the level that were approved by the Commission prior to May of 2010. The additional passenger charges are proposed to be raised to the pre-May 2010 level of \$6.05 the \$20.00 holiday or after hours rate is reinstated as it was previously. The rural escort and urban escort rates are proposed to remain unchanged.

The Applicant states to the Commission that the changes to the rates are necessary to meet the new and current competitive environment that has the Applicant has incurred. The changes primarily revolve around the Nebraska Department of Health and Human Services new program with AMR and changes in the method of providing services to their clients as well as other similarly served clientele.

In order to grant an application on an emergency basis, the applicant must show and the Commission must find that an emergency situation exists. The applicant represents to the Commission that the changes in the service environment necessitate the adjustment in these rates so as to provide transportation services in an economical manner possible at this time.

The Commission does find that the rates should be approved on an emergency basis due to the fact that the applicant will be at a disadvantage with regards to the new service environment if the rate adjustment is not granted. The Commission also finds that the proposed rates for are reasonable and competitive and should be approved in this order.

Upon consideration of the application and being fully advised in the premises, the Commission is of the opinion and finds that the application should be granted on an emergency basis effective November 11, 2011.

ORDER

IT IS, THEREFORE, ORDERED by the Nebraska Public Service commission that Triumph Transportation, dba Prince

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of the Road, Kearney, Nebraska, be, and it is hereby, authorized to amend its non-charter individual passenger service rates on an emergency basis effective November 11, 2011, as follows:

Description	Rate
I. Statewide Rural Mileage Rate	\$1.50

Statewide Wheelchair Rate within City Limits	\$33.00
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Miscellaneous Rates:

Additional Stops within city (per stop)	\$5.80
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Additional Passengers (per person)	\$6.05
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Rural escort/second driver (per loaded mile)	\$0.35
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Urban escort/second driver	\$9.52
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IT IS FURTHER ORDERED by the Nebraska Public Service Commission that public notice of this action be published in the Daily Record, Omaha, Nebraska, pursuant to the provisions of Section 75-121, R.R.S. 2008, and the Commission rules.

MADE AND ENTERED at Lincoln, Nebraska, this 8th day of November, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING

*Red Johnson*

*Rene Boyce*  
*Gerald L. Vap*

//s// Frank Landis  
//s// Tim Schram

*Tim Schram*  
Chairman

ATTEST:

*Paul S. H. J.*  
Executive Director