



**One Hundred First Legislature - First Session - 2009**  
**Introducer's Statement of Intent**  
**LB 652**

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**Chairperson:** Deb Fischer  
**Committee:** Transportation and Telecommunications  
**Date of Hearing:** February 10, 2009

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Legislative Bill 652 amends the Enhanced wireless 911 Services Act (“Act”) in order to provide direction to the Public Service Commission (PSC) in its statutory duty to establish a mechanism for determining the percentage of the Enhanced Wireless 911 Fund (E-911 Fund) to be allocated to wireless carriers and PSAPs for recovery of eligible costs for implementing and maintaining enhanced wireless E-911 services. LB 652 accomplishes these objectives as follows:

1. Clarifies language establishing the duties of the PSC in determining how the money in the E-911 Fund will be allocated and used
2. Requires the PSC to allocate at least 50% of the E-911 Fund for recovery of eligible cost incurred by wireless carriers to implement and maintain enhanced wireless E-911 services, unless requests for funding are less than 50% of the E-911 Fund
3. Requires such mechanism to be technically and competitively neutral
4. Requires the PSC to credit against eligible costs sought for recovery from the E-911 Fund revenues obtained from other sources for payment of those eligible costs (i.e., occupation taxes, other taxes, or other surcharges on wireless carrier subscribers of wireless carriers, etc.)
5. Defines the terms “Phase I E-911 Services” and “Phase II E-911 Services” so that the PSC is required to allocate funding to both phases of enhanced wireless E-911 services
6. Defines Tier I, II, and III Wireless Carriers so that the different interests of such carriers can be represented on the Enhanced Wireless 911 Advisory Board (Advisory Board)
7. Expands the representation of wireless carriers on the Advisory Board to two representatives, one of whom shall be a representative of a Tier III wireless carrier
8. Requires on member of the Advisory Board to have actual professional expertise in the delivery of enhanced E-911 wireless services
9. Requires the local exchange carrier representatives on the Advisory Board to represent a company which actually provides E-911 services through a selective router
10. Requires at least one municipal official or employee to represent a city of the first or second class
11. Removes from the duties of the Advisory Board the task of making recommendations to the PSC concerning the allocation of funds from the E-911 Fund

**Principal Introducer:**

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**Senator Mark Christensen**