

ONE HUNDRED FIRST LEGISLATURE - SECOND SESSION - 2010
COMMITTEE STATEMENT (CORRECTED)
LB652

Hearing Date: Tuesday February 10, 2009
Committee On: Transportation and Telecommunications
Introducer: Christensen
One Liner: Change the Enhanced Wireless 911 Services Act

Roll Call Vote - Final Committee Action:
Indefinitely postponed

Vote Results:

Aye:	6	Senators Campbell, Fischer, Gay, Hadley, Loudon, Stuthman
Nay:		
Absent:	1	Senator Janssen
Present Not Voting:	1	Senator Lautenbaugh

Proponents:

Senator Mark Christensen
Kara Thielen
Loel Brooks

Representing:

Introducer
Viaero Wireless
Viaero Wireless

Opponents:

Mark Conrey
Larry Dix
Jerry Vap

Representing:

Douglas County 9-1-1
Nebraska Association of County Officials
Nebraska Public Service Commission

Neutral:

Representing:

Summary of purpose and/or changes:

LB 652 reforms the make-up of the Enhanced Wireless 911 Advisory Board and requires the Public Service Commission to distribute a percentage of a wireless 911 surcharge to wireless carriers.

Section by Section Summary

Section 1 amends Sec. 86-442 to provide harmonizing language.

Section 2 amends Sec. 86-443 to provide harmonizing language.

Section 3 provides a definition of Phase I Enhanced (E)-911 service to mean information provided to a public safety answering point (PSAP) with the telephone number of the wireless caller and the location of the tower the call is placed from.

Section 4 provides a definition of Phase II E-911 service to mean information provided to a PSAP with Phase I information and the latitude and longitude of the wireless caller.

Section 5 provides a definition of Tier I wireless carrier to mean one that has more than 2.5 million subscribers.

Section 6 provides a definition of Tier II wireless carrier to mean one that has between 500,000 and 2.5 million

subscribers.

Section 7 provides a definition of Tier III wireless carrier to mean one that has less than 500,000 subscribers.

Section 8 amends Sec. 86-461 to revise the make-up of the Enhanced Wireless 911 Advisory Board. The section decreases the number of county representatives by one, increases the representatives of the wireless industry by one (one from a Tier I/II company and one from a Tier III company), and changes a seat from a member of the public to a representative from a vendor who provides E-911 services.

The section also changes the terms of board members three years to two years, with certain members prohibited from serving more than one term.

Section 9 amends Sec. 86-462 to remove a power of the board to recommend allocation of E-W 911 funds.

Section 10 amends Sec. 86-464 to require the commission to determine the most efficient administrative and organizational methods for providing enhanced wireless (E-W) 911 service. The methods must be competitively and technologically neutral.

Section 11 amends Sec. 86-465 to include maintenance costs of Phase I and Phase II E-911 services when determining E-911 implementation costs.

The commission is also required to determine disbursements of the fund in a competitively and technologically neutral manner among PSAP's and wireless carriers. In addition, at least 50% of the funding available must be disbursed to wireless carriers to recover eligible costs.

The funding mechanism must be competitively and technologically neutral. The mechanism shall credit against eligible costs: for PSAP's, occupation taxes or other taxes used for E-W 911 services; and for wireless carriers, surcharges collected from subscribers used for E-W 911 service.

The amendment includes a wireless carrier or PSAP's maintenance costs of E-W 911 services as eligible for funding. Advisory board expenses while performing duties is no longer an eligible cost.

Section 12 amends Sec. 86-466 to make a statutory drafting clarification.

Section 13 strikes the original sections.

Deb Fischer, Chairperson