

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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Minutes

January 23, 2024

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Notice was duly published January 22, 2024 on page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on January 23, 2024 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Dan Watermeier called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Tim Schram, Eric Kamler, Christian Mirch, Kevin Stocker, and Dan Watermeier present in the Commission Hearing Room. Chair Watermeier stated that a copy of the Nebraska Open Meetings Act is posted in the meeting room and invited the public to address the Commission. No public comment offered. No announcements were made.

Attention was called to the following proceedings:

## **COMMUNICATIONS DEPARTMENT**

**C-5529:** In the Matter of the Nebraska Public Service Commission, on its own motion, to implement the Precision Agriculture Grant Act. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Christian Mirch to enter an Order regarding Precision Agriculture Infrastructure Grant Program application materials. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**C-5555:** In the Matter of the Commission, on its own motion, to determine the surcharge for the statewide Telecommunications Relay System, to be effective July 1, 2024. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to enter an Order opening docket and setting a hearing on Tuesday, March 19, 2024 at 1:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**C-5548:** In the Matter of the Application of Qwest Corporation dba CenturyLink QC, Monroe, Louisiana, seeking approval of an Interconnection Agreement with Airus, Inc., Chicago, Illinois. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order approving application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**NUSF-99 PO #2:** In the Matter of the Nebraska Public Service Commission, on its Own Motion, to Administer the Universal Service Fund High-Cost Program. Motion made by Commissioner Tim Schram, seconded by Commissioner Christian Mirch to enter an Order authorizing payment and setting project selection deadline. Motion passed with Commissioners Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE, and Commissioner Eric Kamler voting NAY.

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**NUSF-108:** In the Matter of the Nebraska Public Service Commission, on its own Motion, to make adjustments to its high-cost distribution mechanism and make revisions to its reporting requirements. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to enter an Order authorizing payments for 2024. Motion passed with Commissioners Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE, and Commissioner Eric Kamler voting NAY.

## **STATE 911 DEPARTMENT**

**911-076/PI-249:** In the Matter of the Nebraska Public Service Commission, on its own motion, conducting an investigation into 911 service outages occurring in areas of Nebraska served by Windstream and its affiliates. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to enter a second Order expanding investigation. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

## **TRANSPORTATION DEPARTMENT**

**MT-0001.04:** In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to address certain carriers in non-compliance with annual renewal requirements. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an Order to Dismiss, In Part. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

In the Matter of the Household Goods License renewals for Mo's Moving and Maxx Moving Hauling & Delivery, LLC. the Department reports that Mo's Moving and Maxx Moving Hauling & Delivery, LLC have both completed their renewal.

## **LEGISLATIVE REPORT**

**LB 1180:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Christian Mirch neutral with testimony. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 1255:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler support with testimony. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 1256:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler support with testimony. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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**LB 1336:** Discussion and action on pending legislation. Motion made by Commissioner Eric Kamler, seconded by Commissioner Dan Watermeier to oppose LB 1336 with testimony. Motion failed with Commissioners Eric Kamler and Dan Watermeier voting AYE, and Commissioners Christian Mirch, Tim Schram and Kevin Stocker voting NAY; and Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to hold a neutral position, and provide testimony. Motion passed with Commissioners Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE, and Commissioner Eric Kamler voting NAY.

**LB 1314:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker oppose with testimony. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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The meeting adjourned at 10:29 a.m. with Commissioners, Tim Schram, Eric Kamler, Christian Mirch, Kevin Stocker, and Dan Watermeier present. The next regularly scheduled meeting will be held on February 6, 2024 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on February 5, 2024.



Chair



Executive Director