

Decision No. C22-0768

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 22A-0430T

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IN THE MATTER OF THE APPLICATION OF THE PARK COUNTY EMERGENCY  
TELEPHONE SERVICE AUTHORITY TO INCREASE THE EMERGENCY TELEPHONE  
CHARGE.

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**COMMISSION DECISION GRANTING APPLICATION**

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Mailed Date: December 5, 2022  
Adopted Date: November 30, 2022

**I. BY THE COMMISSION**

**A. Statement**

1. On October 7th, 2022, the Park County Emergency Telephone Service Authority (Applicant or Company) filed its application pursuant to § 29-11-102(2)(c), C.R.S., for approval of an emergency telephone charge increase from \$1.81 to \$3.00 per service user per month (Application).

2. On October 10th, 2022 the Commission gave notice of the Application stating that parties wishing to participate in this Proceeding should file an Intervention or other appropriate pleading within 30 days after the date of the Notice.

3. On October 28th, 2022, the Applicant filed an Affidavit attesting that it had published notice of the Application in a local newspaper as required by Commission's Rules Regulating Telecommunications Services and Providers of Telecommunications Services, 4 *Code of Colorado Regulations* 723-2-2147 (d).

4. No interventions were filed or public comments received in response to this Application.

## **II. FINDINGS AND CONCLUSIONS**

5. Since the Application is now uncontested, the matter will be considered pursuant to the Commission's modified procedure, § 40-6-109(5), C.R.S., and the Commission's Rules of Practice and Procedure, 4 CCR 723-1-1403.

6. The Applicant is a governing body as defined in § 29-11-101(16), C.R.S. The Company's status as a governing body is established by an Intergovernmental Agreement, a copy of which was included in the Application as Exhibit 4.

7. A governing body may incur equipment, installation, and other costs directly related to the continued operation of emergency telephone service pursuant to § 29-11-102, C.R.S. Such allowable costs may be categorized as equipment directly related to the receipt and routing of emergency calls, monthly recurring charges for the emergency telephone service, reimbursement of costs for equipment changes necessary for the provision or transmission of wireless Automatic Number Identification or wireless Automatic Location Identification to a public safety answering point (PSAP), costs related to the provision of emergency notification service and emergency telephone service, and "other" directly related costs. Expenses for public safety radio equipment and personnel expenses necessarily incurred for a PSAP or governing body may also be paid with funds collected from 911 charges. § 29-11-104(2)(a), C.R.S.

8. A governing body is statutorily authorized to collect up to a threshold set annually by the Commission, per month per 911 access connection to cover such costs of service within its

jurisdiction. The threshold for 2023 has been set by the Commission at \$1.97.<sup>1</sup> In the event that a governing body determines that a charge in excess of this threshold is necessary to provide adequate emergency telephone service, the governing body shall obtain the approval of the Commission before imposing such higher charge. § 29-11-102(2), C.R.S.

9. Currently, the monthly emergency telephone charge is \$1.81 in the Applicant's service territory. The Application seeks to increase the charge to \$3.00 per month.

10. The Company is supported by the affidavit and verification of the information filed with the Commission by the Applicant.

11. The Applicant funds one Public Safety Answering Point (PSAP), that being the Park County Communications Center.

12. The Applicant has determined that an increase in the emergency telephone charge is needed for several reasons, including: (1) Equipment expenses, specifically a replacement of computer aided dispatch system workstations and radio consoles, and phone system upgrades; and (2) Increased operational expenses for personnel.

13. The increase requested by the Applicant will increase revenues for the Applicant by an average of roughly \$240,800 per year, or about \$1,444,800 over the next six years. Without any increase, the Applicant will either exhaust its funds in 2023 or be forced to forgo some of its planned expenses. With the requested increase, assuming no unforeseen costs, funding should be sufficient for at least the next five years.

14. Based on this evidence, the Commission agrees with Applicant that additional

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<sup>1</sup> See Decision C22-0562 in Proceeding No. 22M-0341T.

funding that would be raised by an emergency telephone charge rate of \$3.00 is necessary in order to maintain the current level of expenditure of all categories of expense allowed pursuant to § 29-11-104(2), C.R.S., and to pay for the Applicant's proposed expenses.

### **III. ORDER**

#### **A. The Commission Orders That:**

1. The application of the Park County Emergency Telephone Service Authority (Applicant) seeking to increase the emergency telephone charge to \$3.00 per access line per month is granted.

2. The Applicant shall notify each affected service provider of the increase in the emergency telephone charge at least 60 days prior to the new rate becoming effective.

3. The 20-day time period provided by § 40-6-114, C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the effective date of this Decision.

4. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
November 30, 2022.**

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THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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JOHN GAVAN

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Commissioners

ATTEST: A TRUE COPY

G. Harris Adams,  
Interim Director