

## MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Emler at 9:30 A.M. on February 14, 2006 in Room 526-S of the Capitol.

Committee members absent:

Committee staff present: Athena Andaya, Kansas Legislative Research Department  
Raney Gilliland, Kansas Legislative Research Department  
Bruce Kinzie, Revisor of Statutes' Office  
Ann McMorris, Committee Secretary

Conferees appearing before the committee:

Others in attendance: See attached list

Chair opened for discussion and possible action on

**SB 350 - Regulation of Telecommunications**

Chairman Emler announced that various handouts had been provided to the Committee to consider during the deliberations on **SB 350**.

1. Balloon amendments to **SB 350** (Attachment 1)
2. Proposed changes to **S.B. 350** from Nex-Tech (Attachment 2)
3. Comparison Chart of Current Law and **SB 350** (Attachment 3)
4. Explanation on current law and **S.B. 350** from KCC (Attachment 4)
5. Proposed changes to **SB 350** from AT&T (Attachment 5)
6. KCC response to question from the committee on Quality of Service Standards (Attachment 6)

Senator Lee explained the proposed amendments inserted on pages 8 and 9 of **SB 350** (Attachment 1). Senator Reitz commented on the fairness shown and Senator Francisco questioned whether it was clear on the definition of bundles. Senator Apple cautioned that the first step may be to cover only the largest markets and Senator Pine agreed.

The Chairman had announced those parties who had participated in the hearing would be allowed to comment. At this time he called on Jeff Wick of Nex-Tech to review their suggested amendments (Attachment 2) and to explain their new language.

Dave Kerr of AT&T felt the proposed amendments by the committee were a step in the right direction and a positive approach. He noted this addresses the competitive nature of the market and provides clarification. He reviewed the proposed amendments of AT&T. (Attachment 5) Some question on what consists of the stand alone line and the Chairman noted the intent of the committee was to define the "stand alone" residential and small business lines as subject to price cap regulation.

KCC responded to questions on the proposed amendments. John Federico of Kansas Cable Telecommunications asked for clarification on promotional price. David Springe, CURB, voiced his concern with language referenced in the bill.

Moved by Senator Lee, seconded by Senator Reitz, to amend **SB 350** as prepared by the committee and to further consider amendments offered by participants. Motion carried.

Approval of Minutes

Moved by Senator Reitz, seconded by Senator Taddiken, minutes of the meetings of the Senate Utilities Committee held on February 9, 2006 and February 13, 2006. Motion carried.

Adjournment.

Respectfully submitted,  
Ann McMorris, Secretary  
Attachments - 6