

Approved: April 1, 2011
Date

MINUTES OF THE HOUSE ENERGY AND UTILITIES COMMITTEE

The meeting was called to order by Chairman Carl Holmes at 12:30 p.m. on March 21, 2011, in Room 785 of the Docking State Office Building.

All members were present.

Committee staff present:

Matt Sterling, Office of the Revisor of Statutes
Mary Torrence, Office of the Revisor of Statutes
Cindy Lash, Kansas Legislative Research Department
Corey Carnahan, Kansas Legislative Research Department
Rena Hansen, Committee Assistant

Others attending:

Twenty Nine including the attached list.

Continued Action on:

SubSB72-Telecommunications

Representative Tom Sloan moved to amend SubSB72 (Attachment 1) page 16. Seconded by Representative Don Hineman.

Discussion ensued between Representatives: Forrest Knox, Tom Sloan, and Annie Kuether.

Matt Sterling helped to answer committee questions.

Motion to amend fails 8-10.

Representative Tom Sloan moved to amend SubSB72 (Attachment 2) page 18 of last weeks handout, line 8 but excluding line 12 down to lines 30 suggesting the carrier of last resort and exchanges not eligible for KUSF funds but still be eligible for lifeline support. Seconded by Representative Vern Swanson.

Discussion ensued between Representatives: Mike Slattery, Nile Dillmore, and Tom Sloan.

Representative Mike Slattery asked to divide the question into 3 parts.

Discussion ensued on Part A by Representatives: Mike Burgess, and Tom Sloan.

Motion to amend Part A failed 4-14.

Discussion ensued on Part B by Representatives: Forrest Knox, Vern Swanson, Tom Sloan, Don Hineman, Mike Burgess, and Annie Kuether.

Clarification was made on the motion of part B the rural rate not go up at a rate higher than 50% of the rate of the Urban rate.

Motion to amend Part B failed 3-15.

Discussion ensued on Part C by Representatives: Mike Slattery, Greg Smith, Nile Dillmore, Tom Sloan, and Mike Burgess.

Clarification was made on the motion part C which is the final piece lines 24-32 on page 18 of (Attachment 2).

Motion to amend Part C passed 12-6.

CONTINUATION SHEET

The minutes of the House Energy and Utilities Committee at 9:00 A.M. on March 21, 2011, in Room 785 of the Docking State Office Building.

Representative Tom Sloan moved to amend **SubSB72** (Attachment 2) page 18, lines 42 to top page 19 line 4. Seconded by Representative Vern Swanson.

Discussion ensued between Representatives: Mike Slattery, Tom Sloan, and Forrest Knox.

Matt Sterling helped to answer committee questions.

Motion to amend was withdrawn.

Representative Phil Hermanson moved to amend **SubSB72** (Attachment 3) page 16, line 31 which price caps lifeline rates. Seconded by Representative Mike Slattery.

Discussion ensued between Representatives: Gail Finney, Vern Swanson, Phil Hermanson, Tom Sloan, and Mike Burgess.

Motion to amend passed 10-9.

Representative Nile Dillmore moved to amend **SubSB72** (Attachment 4) page 13 which would direct KCC to provide an annual report regarding all providers. Seconded by Representative Annie Kuether.

Discussion ensued between Representatives: Forrest Knox, Mike Burgess, and Nile Dillmore.

Motion to amend passed.

Representative Tom Sloan moved to amend **SubSB72** (Attachment 2) page 19 lines 17-24 to deal with who should best provide carrier of last resort. Seconded by Representative Stan Frownfelter.

Discussion ensued between Representatives: Mike Burgess, Tom Sloan, Reynaldo Mesa, Nile Dillmore, and Don Hineman.

The intent of the motion was clarified to explain that it is technology neutral, to strike on line 22, broad band and an alternative.

Motion to amend failed.

Representative Tom Sloan moved to amend **SubSB72** (Attachment 2) page 19 lines 25- 29 to deal with what the electing carrier is still responsible for. Seconded by Representative Annie Kuether.

Discussion ensued between Representatives: Mike Slattery, Nile Dillmore, Tom Sloan, and Forrest Knox.

Motion to amend failed.

Representative Tom Sloan moved to amend **SubSB72** (Attachment 2) page 25 lines 1-6 and page 26 lines pertaining to how to deal with the existing infrastructure. Seconded by Representative Mike Slattery.

Discussion ensued between Representatives: Mike Slattery, Forrest Knox, Nile Dillmore, and Tom Sloan.

Matt Sterling helped answer the committee questions.

Motion to amend failed.

CONTINUATION SHEET

The minutes of the House Energy and Utilities Committee at 9:00 A.M. on March 21, 2011, in Room 785 of the Docking State Office Building.

The action on SubSB72 was suspended.

The next meeting is scheduled for March 22, 2011 upon lunch recess of the house.

The meeting was adjourned at 1:58 P.M.