

## MINUTES OF THE SENATE COMMITTEE ON COMMERCE.

The meeting was called to order by Chairperson Senator Karin Brownlee at 8:30 a.m. on February 09, 2001 in Room 123-S of the Capitol.

All members were present except:                      Senator Jordan (Excused)  
   Senator Wagle (Excused)

Committee staff present:                                      April Holman, Legislative Research Department  
   Bob Nugent, Revisor of Statutes  
   Lea Gerard, Secretary

Conferees appearing before the committee:              John Federico, Representing Kansas Cable  
   Telecommunications Association  
   Andy Tompkins, Commissioner of Education  
   Steve Wyckoff, ESSDACK Chairperson Task Force  
   Rob Hodges, President Telecommunications Industry Assoc.  
   Ellen Miller, President, Kansas Library Trustee Association  
   Don Heiman, Chief Information Technology Officer

Others attending:    See attached list.

Mona Carmack, Johnson County Library, submitted written testimony in support of **SB 48** and **HB 2035** (Attachment 1).

Charma Craven, Technology Coordinator for Russell County School District, submitted written testimony in support of **SB 48** and **HB 2035** (Attachment 2).

John Federico, representing the Kansas Cable Telecommunications Association, testified in support of **SB 48** and **HB 2035** (Attachment 3). Mr. Federico stated in summary, the Cable Telecommunications industry feels the bill is significantly different than the bill considered last year in that they had meaningful and significant input in this bill. He said the Cable Telecommunications industry is not uncomfortable with the purposed changes to the bill offered by Secretary Dan Stanley on February 8, 2001 as long as the industry is well represented in the decision making process.

Andy Tompkins, Commission of Education, testified in support of **SB 48** and **HB 2035** (Attachment 4). Mr. Tompkins stated their big interest was to make sure the infrastructure is something that will be beneficial to schools and libraries across the state and to have a say in the services to be provided.

Steve Wyckoff, ESSDACK Chairperson, gave a brief overview to the Committee of the State Education Technology-Based Network Task Force. Mr. Wyckoff stated that there was a consensus among the task force members to have a state-wide infrastructure for schools and libraries across the state and two big questions that needed to be answered were: 1) What was the infrastructure going to look like; and 2) Who was going to manage that infrastructure? He stated they could not have come to any kind of consensus without Rob Hodges and his group coordinating both the cable and the telecommunications industry. They brought people together that understood the infrastructure and how that network would work. The second piece, wasn't that easy of who would manage that infrastructure. There was a real strong desire on the part of everyone on the Task Force that there be a level playing field in that businesses would not have to compete with government and that all businesses would have an equal opportunity to compete, to serve and do business with that infrastructure.

Rob Hodges, President of the Kansas Telecommunications Industry Association, testified in support of **SB 48** and **HB 2035** (Attachment 5).

Ellen Miller, President Kansas Library Trustee Association, presented testimony in support of **SB 48** and **HB 2035** (Attachment 6).

Don Heiman, Chief Information Technology Officer, presented a paper copy of answers to questions that Senator Emler raised in the Senate Commerce Committee meeting on February 08, 2001 and a copy of an RFP (Attachment 7). ITEC which has seventeen members is the highest policy making council board in the State of Kansas for IT and it knits together three branches of government legislative, judicial and executive.

In response to a question from the Committee regarding the submitted RFP, Mr. Heiman stated the state network is provisioned now by AT&T and that contract is coming due. DISC was required to rebid the state network that is shared among the state agencies. Within that bid, language was included which asked for creative proposals about KAN-ED. The intent was to check our own logic and make sure we had maximum input from industry. We were very clear because the policy decisions had not been made on KAN-ED and there would be no bid rewarded..

Meeting adjourned at 9:30 a.m.

Next meeting scheduled February 12, 2001 at 8:30 a.m.