

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Emler at 9:30 A.M. on February 6, 2006 in Room 526-S of the Capitol.

Committee members absent:

Pat Apple, excused
Roger Reitz, excused

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: Judy Moler, Kansas Association of Counties
Tim Pickering, General Counsel, AT&T
Callie Jill Denton, Kansas Trial Lawyers

Others in attendance: See attached list

Chairman opened the hearing on

HB 2590 - VoIP enhanced 911 Act

Proponents:

Judy Moler, Kansas Association of Counties, in conjunction with Kimberly Winn, League of Kansas Municipalities, asked for an amendment to **HB 2590** to give the Secretary of Administration authority to assess monetary penalties and interest. A copy of the Independent Auditors' Report prepared by Summers, Spencer & Callison, CPAs, who audited the statement of cash receipts and disbursements of Wireless Enhanced 911 Local Fee Fund, was provided the Senate Utilities Committee by the Kansas Association of Counties. (Attachment 1)

Tim Pickering, General Attorney for AT&T Kansas, noted one area of **HB 2590** that the Committee should consider modifying involves the exemption of all certified local exchange carries and telecommunications carriers from collecting, or their VoIP users paying, the VoIP 911 fee. AT&T Kansas offered amendments for consideration. (Attachment 2)

Considerable discussion on the House COW amendment to **HB 2590**. Representative Sloan of the House Utilities Committee explained the intent of the amendment.

Neutral:

Callie Jill Denton, Kansas Trial Lawyers Association, appeared for the purpose of calling the Committee's attention to the amendments made by the House Committee of the Whole to New Section 8, p5, lines 3-4 and urges the Committee to retain it. (Attachment 3)

Closed hearing on **HB 2590** with caveat that the hearing may be reopened when the proposed amendments have been studied by other entities with interest in this bill.

Approval of Minutes

Moved by Senator Taddiken, seconded by Senator Petersen, the minutes of the Senate Utilities Committee meeting held on February 2, 2006, be approved. Motion carried.

Adjournment.

Respectfully submitted,
Ann McMorris, Secretary

Attachments - 3