

MINUTES OF THE HOUSE UTILITIES COMMITTEE

The meeting was called to order by Chairman Carl Holmes at 9:00 A.M. on March 9, 2006 in Room 231-N of the Capitol.

All members were present.

Committee staff present:

Mary Galligan, Kansas Legislative Research
Dennis Hodgins, Kansas Legislative Research
Mary Torrence, Revisor's Office
Heather Klaasen, Research Intern
Renaë Hansen, Committee Secretary

Conferees appearing before the committee:

Others attending:

See attached list.

Debate and Action on:

SB 350 **Regulation of telecommunications.**

Representative Jason Watkins brought, (Attachment 1) forth a balloon with several amendments included.

Representative Jason Watkins moved to pass these amendments. Seconded by Representative Lynne Oharah.

Discussion on the proposed amendments was offered by Representatives Carl Krehbiel.

Representative Tom Sloan moved to divide the question. Chairman Carl Holmes allowed the division.

On the first amendment: page eight of the bill line 42.

Discussion and debate followed by Representatives: Lynne Oharah, Carl Krehbiel, Annie Kuether, and Jason Watkins.

The question was called. There was a division on the outcome. Motion to amend passed 10-8.

On the second amendment: page 9 of the bill, line 2.

Discussion and debate followed by Representatives: Annie Kuether, Tom Sloan, Lynne Oharah, and Jason Watkins.

The question was called. Motion to amend passed.

On the third amendment: page 10 of the bill, lines 14-17.

Discussion and debate followed by Representatives: Jason Watkins, Tom Sloan, Carl Krehbiel, Melody Miller, Lynne Oharah, Tom Hawk.

The question was called. Motion to amend passed.

Representative Carl Krehbiel moved to amend page 11, line 8, (Attachment 2). Seconded by Representative Annie Kuether.

Discussion followed by Representatives: Tom Sloan, Peggy Mast, and Carl Krehbiel.

Representative Carl Krehbiel closed on the motion. Motion passed unanimously.

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Representative Carl Krehbiel presented a balloon with several amendments which he agreed to amend separately. (Attachment 3).

Representative Carl Krehbiel moved to amend SB 350, Page 9, line 43 as per attachment. Seconded by Jason Watkins.

Discussion followed by Representatives: Tom Sloan and Carl Krehbiel.

Representative Carl Krehbiel withdrew his motion.

Representative Carl Krehbiel moved to resubmit his motion to amend with language on page 9, line 43 (Attachment 3) that would allow the findings of the commission to be sent to the full committee of the house of representatives and the senate which are assigned telecommunication issues. Seconded by Representative Jason Watkins. Motion passed unanimously.

Representative Carl Krehbiel moved to amend page 10, line 7 (Attachment 3). Seconded by Representative Jason Watkins. Motion Carried.

Representative Carl Krehbiel moved to amend page 10, line 41, (Attachment 3) to include subsection (q)(1)(B). Seconded by Representative Jason Watkins.

Comments were offered by: Representative Tom Sloan. Representative Sloan reasoned with Representative Carl Krehbiel that the intent of his amendment would not be accomplished if worded as is.

Representative Carl Krehbiel withdrew the amendment.

Representative Carl Krehbiel moved to amend page 9, line 31 and 34, (Attachment 3). Seconded by Representative Joshua Svaty.

Discussion and comments were offered by Representatives: Tom Sloan, Carl Krehbiel, Jason Watkins, Lynne Oharah, and Forrest Knox.

Representative Krehbiel closed on the motion. A division was called on the vote. The vote was 9-10 on the motion. Representative Robert Olsen was retrieved from another committee as the vote was within one. Representative Krehbiel and Watkins then gave their respective opinions of the amendment.

Motion failed 9-11.

Representative Carl Krehbiel moved to amend page 8, line 42 and page 10, line 34 (Attachment 3). Seconded by Representative Annie Kuether.

Discussion and comments were made by Representatives: Jason Watkins, Lynne Oharah, and Carl Krehbiel.

Representative Krehbiel closed on the motion. Motion carried 12-7.

As this last amendment would change some meaning in other parts of the bill it was recommended by Representative Carl Krehbiel that the language be cleaned up throughout the bill to reflect the meaning of the amendment. A discussion on those changes then ensued between Representatives: Tom Sloan, Forrest Knox, Lynne Oharah and Carl Holmes. It was asked what the impact of said amendment would have on page 10, lines 10-17. Revisor Mary Torrence commented that no impact would be made on that language. Representative Jason Watkins then asked for further clarification of the impact of over all language. Staff would provide those changes at the next meeting.

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Representative Tom Sloan moved to amend page 8, lines 22 and 35 with identical language insert (Attachment 4). Seconded by Representative Joshua Svaty.

Discussion followed by Representatives: Carl Krehbiel, Lynne Oharah, and Tom Sloan.

The motion passed unanimously.

Representative Jim Ward reminded the committee of the amendment that was withdrawn because better language needed to be drafted.

Chairman Carl Holmes reminded the committee that only two amendments would be entertained on Friday. One that is a technical amendment and the consumer advocate amendment. Additionally, he reminded the committee that we would finish working **SB 350** before leaving tomorrow.

The next meeting will be March 10, 2006.

Meeting Adjourned.