

Approved: 2/8/95
Date

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES .

The meeting was called to order by Chairperson Ben Vidricksen at 9:00 a.m. on February 2, 1995 in Room 254-E of the Capitol.

All members were present except:

Committee staff present: Hank Avila, Legislative Research Department
Ben Barrett, Legislative Research
Bruce Kinzie, Revisor of Statutes
Martha Ozias, Committee Secretary

Conferees appearing before the committee:
David Nichols - SW Bell Telephone

Others attending: See attached list

The Chairman introduced David Nichols who briefed the committee as to the purpose of the two bills.

HB 2051 - RELATING TO TELEPHONE SERVICE BY RAILWAY, EXPRESS AND TELEGRAPH COMPANIES

This legislation concerning the Southwestern Bell Corporation would repeal a statute that is obsolete. (Attachment 1)

HB 2053 - CONCERNING STATE CORPORATION COMMISSION

This bill would change a section of law which relates to stays or suspensions of the State Corporation Commission orders, to secure the prompt payment of the party petitioning for the stay, all damages caused by the delay in the endorsement of the order or decision of the Commission. (Attachment 2)

A written statement from Rob Hodges, President of the Kansas Telecommunications Association, was submitted on these two bills. They endorse their passage. (Attachment 3)

A motion was made by Senator Harrington to pass these bills favorably and place them on the consent calendar. This was seconded by Senator Emmert. Motion carried.

Senator Sallee asked for introduction of a bill for federal exemptions for motor fuel when sold on Indian Reservations to non reservation customers.

A motion was made by Senator Harris to have this bill introduced. A second was made by Senator Papay. Motion carried.

Senator Rock made a motion to approve the minutes of the February 1st meeting. It was seconded by Senator Papay. Motion carried.

The meeting was then adjourned by the Chairman.

The next meeting is scheduled for February 8th.

FEBRUARY 2, 1995
SENATE TRANSPORTATION AND UTILITIES COMMITTEE

WRITTEN TESTIMONY OF DAVID NICHOLS
REPRESENTING SOUTHWESTERN BELL TELEPHONE
ON HOUSE BILL 2051

THANK YOU MR. CHAIRMAN AND MEMBERS OF THE SENATE TRANSPORTATION AND UTILITIES COMMITTEE FOR THE OPPORTUNITY TO APPEAR BEFORE YOU IN SUPPORT OF HOUSE BILL 2051.

SOUTHWESTERN BELL TELEPHONE AT THE REQUEST OF HOUSE ENERGY AND NATURAL RESOURCES CHAIRMAN CARL HOLMES REVIEWED THE STATUTES THAT GOVERN OUR OPERATIONS IN KANSAS AND MADE RECOMMENDATIONS TO REPEAL OR AMEND OUTDATED OR OBSOLETE LANGUAGE.

FROM THAT REVIEW STEMS HOUSE BILL 2051 WHICH WOULD REPEAL K.S.A. 66-193 REQUIRING RAILROAD, EXPRESS AND TELEGRAPH COMPANIES TO FURNISH TELEPHONE LINES FROM THEIR OFFICES TO THE LOCAL TELEPHONE COMPANY SWITCHING OFFICE.

THANK YOU AGAIN FOR THE OPPORTUNITY TO APPEAR BEFORE THIS COMMITTEE.

FEBRUARY 2, 1995
SENATE TRANSPORTATION AND UTILITIES COMMITTEE

WRITTEN TESTIMONY OF DAVID NICHOLS
REPRESENTING SOUTHWESTERN BELL TELEPHONE
ON HOUSE BILL 2053

THANK YOU MR. CHAIRMAN AND MEMBERS OF THE SENATE TRANSPORTATION AND UTILITIES COMMITTEE FOR THE OPPORTUNITY TO APPEAR BEFORE YOU IN SUPPORT OF HOUSE BILL 2053.

SOUTHWESTERN BELL TELEPHONE AT THE REQUEST OF HOUSE ENERGY AND NATURAL RESOURCES CHAIRMAN CARL HOLMES REVIEWED THE STATUTES THAT GOVERN OUR OPERATIONS IN KANSAS AND MADE RECOMMENDATIONS TO REPEAL OR AMEND OUTDATED OR OBSOLETE LANGUAGE.

FROM THAT REVIEW, STEMS HOUSE BILL 2053 WHICH WOULD AMEND K.S.A. 66-118¹ TO ALLOW THE **COURT** HEARING A UTILITY APPEAL OF A KCC DECISION TO DECIDE IF THE UTILITY IS FINANCIALLY SOUND ENOUGH TO COMPLY WITH ANY DECISION ON APPEAL, RATHER THAN FORCING THE UTILITY AND ITS CUSTOMERS TO INCUR THE EXPENSE FOR A **THIRD PARTY TO GUARANTEE THAT COMPLIANCE.**

THANK YOU AGAIN MR. CHAIRMAN FOR THE OPPORTUNITY TO APPEAR BEFORE THIS COMMITTEE.



Legislative Testimony

Kansas Telecommunications Association, 700 S.W. Jackson St., Suite 704, Topeka, KS 66603-3731

Testimony before the Senate Committee on Transportation and Utilities

HB 2051 and HB 2053

February 2, 1995

Mr. Chairman, members of the committee, I am Rob Hodges, President of the Kansas Telecommunications Association. Our membership is made up of telephone companies, long distance companies, and firms and individuals who provide service to and support for the telecommunications industry in Kansas.

I appear today to voice the KTA's support for HB 2051 and HB 2053. The bills were supported by KTA members in the House and that support continues today.

These are cleanup bills. HB 2051 would delete an antiquated provision from the statute books. HB 2053 would make the statutes more adequately reflect today's telecommunications environment.

The KTA endorses the passage of HB 2051 and HB 2053.

Thank you, Mr. Chairman, for the opportunity to appear and tell you of our support for these bills.