

Approved: April 11, 2002 *Carl D. Holmes*  
Date

MINUTES OF THE HOUSE COMMITTEE ON UTILITIES.

The meeting was called to order by Chairman Carl D. Holmes at 9:07 a.m. on March 15, 2002 in Room 526-S of the Capitol.

All members were present except: Representative Carl Krehbiel

Committee staff present: Robert Chapman, Legislative Research  
Dennis Hodgins, Legislative Research  
Mary Torrence, Revisor of Statutes  
Jo Cook, Administrative Assistant

Conferees appearing before the committee: None

Others attending: See Attached List

**SB 490 - Kansas underground utility damage prevention act, regulations**

Representative Kuether moved to recommend SB 490 favorable for passage. Representative Sloan seconded the motion. Motion carried. Representative Kuether will carry the bill.

**HB 2100 - Unsolicited consumer telephone calls; do-not call list**

Representative Myers moved to adopt the previously adopted balloon (Irs2322) with one change on page 4 line 6 deleting the words 'or the attorney general.' Representative Lightner seconded the motion. The motion carried. Representative Loyd requested that his 'yes' vote on the DMA list be recorded. Representative Sloan moved to amend page 2 item 6 to include 'within the preceding 36 months.' Representative McClure seconded the motion. The motion carried. Representative Sloan moved to add language on page 4 to read: 'The attorney general and the Direct Marketing Association shall insure that consumers are given clear notice that telephone numbers are not immediately added to the no-call database upon the submission of the consumer's notice of objection and that it may be as long as 90 days before telephone solicitors receive a new no-call database which includes the consumers telephone number.' Representative Lightner seconded the motion. Motion carried. Representative Sloan moved to amend page 3 letter c to read: A telephone solicitor shall not withhold the display of the telephone solicitor's telephone number from a caller identification service when that number is being used for telemarketing purposes except that before January 1, 2004, a telephone solicitor's telephone number shall not be required to be displayed when the solicitor's equipment is not capable of displaying the number. Representative Kuether seconded the motion. Representative Sloan distributed a copy of a Lawrence Journal-World article about the Sprint office closing (Attachment 1). On Call of the Question, motion carried. Representative McLeland requested his 'no' vote be recorded. Representative Sloan moved amend page 5 letter e to add language '.....and the employee was trained'. There being no second the motion was lost. Representative Myers moved to amend page 5 letter e, at the end, to read "such defense may be exercised no more than one time within a 12 month period within the state of Kansas. Representative Lightner seconded the motion. Motion carried.

Neil Woerman, Director of Budget and Special Projects for the Office of the Attorney General, distributed a memorandum on the Fiscal Note for the recently adopted substitute (Attachment 2).

Due to time constraints and the number of amendments the committee has indicated they have, the debate on **HB 2100** was suspended and will be resumed on Monday.

The meeting adjourned at 9:55 a.m.

The next meeting will be March 18, 2002.

# HOUSE UTILITIES COMMITTEE GUEST LIST

DATE: March 15, 2002

NAME	REPRESENTING
LEO HAYNOS	KANSAS CORPORATION COMMISSION
JIM TYLER	WESTAR ENERGY
NELSON KNEGER	EVEREST
COLLEEN HARWELL	KCC
MIKE MURRAY	Sprint
DOUG SMITH	Dehart & Darr
GEORGE BARBER	KAFS
CAROLYN GASTON	SPRINT
MARY PETERS	Sprint
PATRICE SCOTT	Sprint
WHITNEY DAMRON	KS Information Consortium
PAUL LEITZ	KCC
MATT BERGMAN	P&H Hubbell Assoc
ROB HODGES	KTIA

LAWRENCE  
**JOURNAL-WORLD**

---

Archived stories

## Sprint PCS center draws strong interest

By Chad Lawhorn, Staff writer

FRIDAY, MARCH 8, 2002

**Several possible tenants are expressing** strong interest in office space that will be vacated in May with the closing of Lawrence's Sprint PCS Customer Service Center, the property's landlord said Thursday.

Dan Simons, a member of the ownership group of the former mall, said three call centers currently are studying the office space, which is in Lawrence Riverfront Plaza.

Simons said it isn't the availability of the space that is driving the interest, but rather the availability of 500 Sprint PCS employees who will lose their jobs when the center closes May 31.

"There is available space all over the country, but what makes Lawrence sexy is that we have 500 well-trained people who will be available on a given date," said Simons, who also is director of new ventures for the World Company, which owns Lawrence Journal-World.

"That has put a lot of eyeballs on Lawrence, Kansas."

Simons said there are three different call center companies looking at the location, but declined to release the names. The largest of the trio actually would employ more people than the current Sprint PCS center. The company would be interested in taking the entire 84,000 square feet available on three levels in the former outlet mall building, and would employ 700 people.

Simons said there also is interest from a call center company that would employ approximately all 500 of the Sprint PCS employees and another company that would have a slightly smaller work force than the current center.

If a deal is to happen, Simons said he expects it to happen relatively soon because all three companies would want to be ready to hire Sprint PCS employees by the end of May.

At least one non-call-center company also is interested in significant amounts of space in the building, Simons said.

He said the building's management group has started preliminary discussions with a company with area ties that would occupy approximately 40,000 square feet on the top and middle floors at the eastern end of the building.

"It's neither retail nor office use, but its very exciting," said Simons, who declined to identify the possible tenant.

Sprint PCS officials announced in mid-February they would close the Lawrence center at the end of May. The center, which handles customer service calls for the wireless phone division of the company, was slated for closure along with four other centers because it was one of the company's smaller service centers.

---

Copyright © 2002

Visit us at <http://www.ljworld.com>

*HOUSE UTILITIES*

DATE: 3-15-02

ATTACHMENT 1

Kansas Attorney General

# Memorandum

**To:** Rep. Carl Holmes, chair  
House Utilities Committee

**From:** Neil A. Woerman  
Director of Budget and Special Projects

**Re:** No-Call Fiscal Note Information, another proposed Sub. for HB  
2100

**Date:** March 14, 2002

I understand the committee has requested our fiscal note response to further substitute language for HB 2100. I appreciate Mary Torrence getting this language to us quickly to evaluate; however, we are not able to respond today with any certainty regarding some of the amendments' costs. I will explain briefly the areas that cause us difficulty in projecting the fiscal impact and explain ambiguity we see in two areas where it would be helpful to have specific understanding of the committee's wishes.

**Effective date:** In §1 we understand Senate sponsors will offer a technical amendment to preface what appears as §1(f) with the words "On and after July 1, 2003." In addition the effective date would be changed from July 1, 2003 and on publication in the statute book, to only say on publication in the statute book. Steve Rarrick earlier provide the committee with a balloon on this. The substitute bill used the original language of SB 538 without this amendment. Without this amendment, we are concerned about the bill's timing generally the ability to register consumers and INK's ability to publish and sell the list prior to the effective date of the act. It will be helpful to have clear authority to carry out all aspects of registration effective July 1, 2002, with only enforcement of §1(f) waiting until July 1, 2003.

**Telemarketer fees for accessing the list:** We also would be assisted by clarification of New §2(g)(2) regarding the intended parameters of the fee the attorney general may set for access to the database. It is not clear to us whether the fee is intended to be no less than \$100 nor more than \$600 per quarter for each individual area code or whether these fee limits were intended to apply to the purchase of the database statewide. Obviously this will impact our revenue estimates.

**Charging \$2 for registrations through toll-free phone access:** This is our primary difficulty in providing you with information today. We have not been able to quickly find what we believe to be a satisfactory way of charging \$2 each for phone registrations. The vendor which Missouri used to provide its toll-free phone registration has indicated that use of a 900 number system, where the \$2 would be added to the caller's phone bill, would not be compatible with systems which capture the registration data entered on the phone keypad. Another alternative would be for the consumer to key credit card numbers and expiration dates at the keypad. This also has its drawbacks with regard to accuracy in consumers entering 20 additional numbers, generally without a display and ability to easily correct them, but also, the price for live verification of the credit card data would be high. To provide the committee with reliable information regarding this aspect of the proposed substitute bill, we simply need time to check with other vendors and research any other means of collecting the charge for phone registrations. We will respond as soon as possible.

HOUSE UTILITIES

DATE: 3-15-02

ATTACHMENT 2