

MINUTES OF THE HOUSE UTILITIES COMMITTEE

The meeting was called to order by Chairman Carl Holmes at 9:00 A.M. on January 31, 2006 in Room 231-N of the Capitol.

All members were present except:

Virginia Beamer- excused
Oletha Faust Goudeau-excused

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.

Action on:

SB 349 **Telecommunications, Kansas universal service fund.**

Representative Annie Kuether moved to pass SB 349 favorable for passage. Seconded by Representative Tom Sloan. Motion to pass carried.

Representative Melody Miller will carry **SB 349** on the House floor.

Action on:

HB 2599 **Unsolicited consumer faxes; no-fax list.**

Representative Carl Krehbiel suggest that we insert the junk e-mail into the junk fax bill.

Representative Carl Krehbiel moved to amend HB 2369 (Attachment 1) into HB 2599. Seconded by Representative Robert Olson.

Questions were asked by Representative Annie Kuether.

Motion passed.

Representative Tom Sloan moved a conceptual amendment that an email address cannot be sold or provided for commercial purposes as opposed to trying to maintain the contact of a working group in which a person is involved. with HB 2599. Seconded by Representative Carl Krehbiel.

Questions were asked by Representative Carl Krehbiel.

Motion passed.

Representative Tom Sloan moved to pass HB 2599 favorably as amended for passage. Seconded by Representative Annie Kuether. Motion passed.

Representative Judy Morrison will carry **HB 2599** on the House floor.

The next House Utilities meeting is scheduled for February 1, 2006.

CONTINUATION SHEET

MINUTES OF THE House Utilities Committee at 9:00 A.M. on January 31, 2006 in Room 231-N of the Capitol.

Meeting Adjourned.

HOUSE UTILITIES COMMITTEE GUEST LIST

DATE: January 31, 2006

NAME	REPRESENTING
Tom DAY	KCC
Don Low	KCC
PAUL WAGGSS	KEPCO
Lindsey Douglas	Hein Law Firm
Marsha Mercado	Intern - Melody Miller
ED JASKINJA	TOLK
Pat Lehman	KRWA
DAVE HOLTHAUS	KEC
Kathy Strunk	Community Bankers
LARRY BERG	MIDWEST ENERGY
Kimberly Schous	Aquila
Jennifer Lyon	Pinegar, Smith, & Associates
John D. Pinegar	Independent State Telephone Association

HOUSE BILL No. 2369

By Committee on Utilities

2-9

9 AN ACT supplementing the Kansas consumer protection code; concern-
10 ing dissemination of electronic mail addresses; prohibiting certain acts
11 and providing remedies and penalties for violations.
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) A person sponsoring, arranging or conducting a con-
15 ference, seminar or other meeting shall not disseminate any electronic
16 mail address received in the course of registration for such conference,
17 seminar or other meeting without the express authorization of the
18 registrant.

19 (b) Violation of this section is a deceptive act or practice under the
20 provisions of the Kansas consumer protection act and shall be subject to
21 any and all enforcement provisions of the Kansas consumer protection
22 act.

23 (c) Any person alleging a violation of the provisions of this section
24 may bring a private action to seek relief pursuant to K.S.A. 50-634, 50-
25 636 and this section, and amendments thereto, and such person may be
26 defined as a consumer pursuant to K.S.A. 50-624, and amendments
27 thereto, for the purposes of such private action.

28 (d) This section shall be part of and supplemental to the Kansas con-
29 sumer protection act.

30 Sec. 2. This act shall take effect and be in force from and after its
31 publication in the statute book.

HOUSE UTILITIES

DATE:

1/31/04

ATTACHMENT

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