

Approved: April 2, 2003
Date

MINUTES OF THE HOUSE COMMITTEE ON UTILITIES.

The meeting was called to order by Chairman Carl D. Holmes at 9:04 a.m. on February 12, 2003 in Room 526-S of the Capitol.

All members were present.

Committee staff present: Mary Galligan, 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

HCR 5012 - Creating the Broadband High-Speed Internet Access Task Force

Chairman Holmes opened the hearing on **HCR 5012**. He stated that all testimony would be written only.

Written testimony in support of **HCR 5012** was provided by Janet Buchanan, Chief of Telecommunications for the Kansas Corporation Commission (Attachment 1); Ednie Pogge, Chair of the Topeka AARP, (Attachment 2); Mike Sprint, Director of Governmental & Public Affairs for Sprint, (Attachment 3); Neal Larsen, Regional Executive of Law & Public Policy for MCI Worldcom, (Attachment 4); Mike Reecht, Government Affairs Consultant on behalf of AT&T, (Attachment 5); Kansans for Competitive Choices in Telecommunications (Attachment 6); and Kansas Rural Independent Telephone Companies (Attachment 7).

Written testimony filed in opposition to **HCR 5012** was submitted by Randy Tomlin, President SBC-Kansas, (Attachment 8).

Representative Krehbiel distributed a news article titled "A Broadband Hookup in Every Home," (Attachment 9). Also distributed to the committee was a copy of the recently introduced legislation in Oklahoma creating a task force on broadband high-speed internet access (Attachment 10).

Chairman Holmes closed the hearing on **HCR 5012**.

HB 2019 - State Corporation Commission prohibited from regulating high speed Internet access/broadband service

Debate on **HB 2019** continued.

Representative Sloan distributed a balloon amendment (Attachment 11). Representative Sloan moved to amend page 3 lines 4 and 5 by deleting the words 'and underlying facilities that' and replacing them with 'exclusively used to.' Representative Reitz seconded the motion and the motion carried. Representative Sloan moved to adopt Insert #5. Representative Reitz seconded the motion. The motion carried. Representative Sloan moved to adopt Insert #1B. Representative Reitz seconded the motion and the motion failed. Representative Sloan moved to adopt Insert #4. Representative P. Long seconded the motion. The motion failed. Representative Sloan moved to adopt Insert #2. Representative Reitz seconded the motion

and the motion carried. Representative Sloan moved to adopt Insert #3. Representative Reitz seconded the motion. The motion carried. Representative Sloan moved to adopt Insert #1. Representative Svaty seconded the motion and the motion failed.

Representative Carter moved to amend the adopted Insert #3 to remove the reference the UNE (last mile pole to home). Representative P. Long seconded the motion. The motion failed.

The debate on **HB 2019** remains open.

The meeting adjourned at 11:00 a.m.

The next meeting will be Thursday, February 13, 2003 at 9:00 a.m.