

As Amended by House Committee

Session of 2013

HOUSE BILL No. 2201

By Committee on Utilities and Telecommunications

2-1

1 AN ACT concerning telecommunications; relating to the state corporation  
2 commission, regulation; concerning the Kansas universal service fund,  
3 eligibility and disbursements; establishing the telecommunications  
4 study committee; amending K.S.A. 66-1,188, **66-1,191, 66-1,195, 66-**  
5 **2002, 66-2003 and 66-2007** and K.S.A. 2012 Supp. 66-1,187, 66-2005,  
6 **66-2006, 66-2008 and 66-2009** and repealing the existing sections.  
7

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

9 New Section 1. (a) There is hereby established the  
10 telecommunications study committee. The committee shall study  
11 telecommunications issues and ensure that the public policy of Kansas, as  
12 expressed in K.S.A. 66-2001, and amendments thereto, is maintained, with  
13 priority being given to advancing statewide telecommunications  
14 infrastructure.

15 (b) The study committee shall be composed of ~~13~~ voting members, as  
16 follows: (1) The chairperson, vice-chairperson and ranking minority  
17 member of the senate committee on utilities;

18 (2) the chairperson, vice-chairperson and ranking minority member of  
19 the house committee on utilities and telecommunications;

20 (3) two members appointed by the president of the senate;

21 (4) one member appointed by the minority leader of the senate;

22 (5) three members appointed by the speaker of the house of  
23 representatives; and

24 (6) one member appointed by the minority leader of the house of  
25 representatives.

26 (c) Members shall be appointed to the study committee on or before  
27 August 1, 2013 for a term ending on June 30, 2016. The chairperson of the  
28 senate committee on utilities and the chairperson of the house committee  
29 on utilities and telecommunications shall serve as co-chairpersons of the  
30 committee. The co-chairpersons shall determine the procedures for calling  
31 a meeting to order and conducting committee business. The first meeting  
32 of the study committee shall be called by the co-chairpersons of the  
33 committee following the conclusion of the 2013 regular session of the  
34 Kansas legislature. The committee shall have the authority to meet at any  
35 time and at any place within the state on the call of the co-chairpersons.

36 (d) The provisions of the acts contained in article 12 of chapter 46 of

Proposed Amendments for HB 2201  
As Amended by House Committee  
Office of the Revisor of Statutes  
Balloon E  
Section 6, K.S.A. 66-2002  
Pg. 6 After Line 43  
KCC Docket to Study IP Interconnection

1 K.S.A. 66-2005, and amendments thereto;

2 (e) review, approve and ensure compliance with regulatory plans  
3 submitted by local exchange carriers pursuant to K.S.A. 66-2005, and  
4 amendments thereto;

5 (f) on or before January 1, 1997, establish, pursuant to K.S.A. 66-  
6 2006, and amendments thereto, the Kansas lifeline service program,  
7 hereinafter referred to as the KLSP;

8 (g) initiate and complete a proceeding by January 1, 1997, to  
9 establish a competitively neutral mechanism or mechanisms to fund: dual  
10 party relay services for Kansans who are speech or hearing impaired; and  
11 telecommunications equipment for persons with visual impediments; and  
12 telecommunications equipment for persons with other special needs. This  
13 funding mechanism or mechanisms shall be implemented by March 1,  
14 1997;

15 (h) on or before January 1, 1997, establish the Kansas universal  
16 service fund pursuant to K.S.A. 66-2008, and amendments thereto,  
17 hereinafter referred to as the KUSF, and make various determinations  
18 relating to the implementation of such fund;

19 (i) authorize all local exchange carriers to provide internet access as  
20 outlined in K.S.A. 66-2011, and amendments thereto, and report on the  
21 status of the implementation provisions to specified legislative  
22 committees;

23 (j) review the federal act and adopt additional standards and  
24 guidelines as necessary for enforcing slamming restrictions;

25 (k) commencing on June 1, 1997 and periodically thereafter, review  
26 and, to the extent necessary, modify the definition of universal service and  
27 enhanced universal service, and KUSF, taking into account advances in  
28 telecommunications and information technology and services;

29 (l) on or before January 1, 1997, initiate and complete a proceeding to  
30 establish minimum quality of service standards which will be equally  
31 applicable to all local exchange carriers and telecommunications carriers  
32 in the state; any local exchange carrier or telecommunications carrier  
33 violating such standards, for each occurrence, shall forfeit and pay a  
34 penalty of not less than \$100, nor more than \$5,000; violations of such  
35 standards shall be enforced in accordance with provisions of K.S.A. 66-  
36 138 and 66-177, and amendments thereto; and

37 (m) on January 1, 2000, prepare and submit a report to the legislature.  
38 The report shall include an analysis of the manner in which the regulatory  
39 framework has served to: Protect consumers; safeguard universal service;  
40 ensure that consumers have reaped the benefits of competition; maximize  
41 the use of market forces; and promote development of the  
42 telecommunications infrastructure throughout the state. The commission  
43 also shall recommend if and how the KUSF should be modified.

(n) report to the senate committee on utilities and the house committee on utilities and telecommunications by January 15, 2014: (1) Requiring that all telecommunications carriers be provided interconnection with a local exchange carrier or electing carrier, regardless of the technology used to transmit the voice traffic; and (2) the status of the federal communications commission's further notice of proposed rulemaking regarding internet protocol to internet protocol interconnection (IP-to-IP interconnection) in WC docket nos. 10-90 et al.