

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Energy, Utilities and Telecommunications** recommends **HB 2690** be amended on page 2, in line 27, by striking "Kansas rural independent telephone companies" and inserting "communications coalition of Kansas";

On page 7, in line 23, after "treasurer" by inserting "in accordance with the provisions of K.S.A. 75-4215, and amendments thereto,";

On page 8, in line 17, after "treasurer" by inserting "in accordance with the provisions of K.S.A. 75-4215, and amendments thereto,";

On page 9, in line 6, after "treasurer" by inserting "in accordance with the provisions of K.S.A. 75-4215, and amendments thereto,";

On page 10, in line 41, by striking all after "administrator"; in line 42, by striking all before the period and inserting "pursuant to K.S.A. 12-5367, and amendments thereto";

On page 13, in line 19, by striking "Kansas rural independent telephone companies" and inserting "communications coalition of Kansas";

On page 29, in line 32, after the period by inserting "The state 911 board may increase the minimum county distribution amount not more than once per calendar year by an amount that shall not exceed the minimum county distribution amount established for the preceding calendar year multiplied by the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor for the preceding calendar year. Prior to increasing the minimum county distribution amount, the state 911 board shall evaluate:

(A) Whether an increase is needed based on the expenditures of the counties that are subject to such minimum distribution; and

(B) the impact of any such proposed increase to the long term financial stability of all other distributions to PSAPs and counties made pursuant to this section.

(3)";

On page 30, by striking all in lines 13 through 45;

On page 31, by striking all in lines 1 through 23; following line 23, by inserting:

"Sec. 25. On and after January 1, 2026, K.S.A. 12-5374, as amended by section 24 of this act, is hereby amended to read as follows: 12-5374. (a) (1) Except for the amounts withheld by the LCPA pursuant to K.S.A. ~~12-5368(b)~~ 12-5368, and amendments thereto, and any amounts withheld pursuant to section 4, and amendments thereto, not later than 30 days after the receipt of 911 fees from providers pursuant to K.S.A. 12-5370, and amendments thereto, and prepaid wireless 911 fees from the department pursuant to K.S.A. 12-5372, and amendments thereto, the LCPA state 911 board shall distribute such moneys to the PSAPs or to counties that contract with other counties for the provision of 911 PSAP services pursuant to this section. The amount of money distributed to the PSAPs in each county, or to any county that contracts with another county for the provision of 911 PSAP services, shall be based upon the amount of 911 fees collected from service users located in that county, based on place of primary use information provided by the providers, by using the following distribution method:

Population of county	Percentage of collected 911 fees to distribute
Over 80,000.....	82%
65,000 to 79,999.....	85%
55,000 to 64,999.....	88%
45,000 to 54,999.....	91%
35,000 to 44,999.....	94%

25,000 to 34,999.....	97%
Less than 25,000.....	100%

(2) There shall be a minimum county distribution of \$70,000 and no county shall receive less than \$70,000 of direct distribution moneys. If there is more than one PSAP in a county then the direct distribution allocated to that county by population shall be deducted from the minimum county distribution and the difference shall be proportionately divided between the PSAPs in the county. The state 911 board may increase the minimum county distribution amount not more than once per calendar year by an amount that shall not exceed the minimum county distribution amount established for the preceding calendar year multiplied by the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor for the preceding calendar year. Prior to increasing the minimum county distribution amount, the state 911 board shall evaluate:

(A) Whether an increase is needed based on the expenditures of the counties that are subject to such minimum distribution; and

(B) the impact of any such proposed increase to the long term financial stability of all other distributions to PSAPs and counties made pursuant to this section.

(3) ~~All moneys remaining after distribution, moneys withheld pursuant to K.S.A. 12-5368(b)(1), and amendments thereto, and any moneys that cannot be attributed to a specific PSAP or county shall be transferred to the 911 operations fund~~After each distribution that is made pursuant to this section, the state 911 board or LCPA shall certify to the director of accounts and reports the total amount of unencumbered moneys remaining in the state 911 fund and amount of moneys that could not be attributed to a specific PSAP or county. Upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state 911 fund to the state 911 operations fund.

~~(b) All fees remitted to the LCPA shall be deposited in the 911 state fund and for the purposes of this act be treated as if they are public funds, pursuant to article 14 of chapter 9 of the Kansas Statutes Annotated, and amendments thereto.~~

~~(c) All moneys in the 911 state fund that have been collected from the prepaid wireless 911 fee shall be deposited in the 911 operations fund unless \$3 million of such moneys have been deposited in any given year then all remaining moneys shall be distributed to the counties in an amount proportional to each county's population as a percentage share of the population of the state. If there is more than one PSAP in a county, such moneys shall be distributed to each PSAP in an amount proportional to the PSAP's population as a percentage share of the population of the county. If there is no PSAP within a county, then such moneys shall be distributed to the county. Moneys distributed to counties and PSAPs pursuant to this section only shall be used for the uses authorized in K.S.A. 12-5375, and amendments thereto.~~

~~(d) The state 911 board and the LCPA shall keep accurate accounts of all receipts and disbursements of moneys from the 911 fees.~~

~~(e)(c) Records provided by any provider to the LCPA or to the state 911 board pursuant to this act shall be treated as proprietary records and shall be withheld from the public upon request of the provider submitting such records.";~~ and the bill be passed as amended.

Chairperson