

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Emler at 9:30 A.M. on February 8, 2006 in Room 526-S of the Capitol.

Committee members absent:

Committee staff present: Athena Andaya, Kansas Legislative Research Department
Raney Gilliland, Kansas Legislative Research Department
Bruce Kinzie, Revisor of Statutes' Office
Ann McMorris, Committee Secretary

Conferees appearing before the committee:

Janet Buchanan, Kansas Corporation Commission
Mike Murray, Sprint
Leo Haynos, Kansas Corporation Commission

Others in attendance: See attached list

The Chairman opened the hearing on

S.B. 463 - Consumer protection, telemarketing local exchange carriers, requirements

Proponent: Janet Buchanan, chief of telecommunications, Kansas Corporation Commission, explained the proposed amendments to the portion of the consumer protection act related to telemarketing, would remove language that is no longer appropriate. (Attachment 1)

Opponent:: Mike Murray, Sprint, provided a history of **SB 463** in the following documents: (1) Docket No. 01-GIMT-049 of State Corporation Commission Order approving telephone directory messages; (2) copy of House Substitute for Substitute for **SB 296** in 2002; (3) Federal Communications Commission CG Docket No. 02-278; and (3) notice to customers regarding National Do Not Call list. He also provided telephone directories with the page regarding do not call notice highlighted; and these books are on file in Senator Emler's office. Sprint requested that information on no call notices no longer be required in phone books. (Attachment 2)

The Chairman closed the hearing on **SB 463**.

The Chairman opened the hearing on

S.B. 464 - Kansas Underground utility damage protection act, rules and regulations

Proponent:

Leo Haynos, Chief of Pipeline Safety, Kansas Corporation Commission, gave a brief overview of the Kansas Underground Utility Damage Prevention Act. The KCC believes **SB 464** will allow the Commission to deliver more effective administration of the One Call law. (Attachment 3)

Closed hearing on **SB 464**.

The Chair opened for discussion and possible action on **SB 464**. Considerable discussion on the exclusion of water and sewer lines and the effect a change to include these would have on cities and municipalities.

Moved by Senator Apple, seconded by Senator Reitz, amend S.B. 464 to include the water supply in the language. Motion carried. 'No' vote by Francisco.

Moved by Senator Apple, seconded by Senator Reitz, S.B. 464 as amended be passed out favorably. Motion carried.

Adjournment.

Respectfully submitted,
Ann McMorris, Secretary
Attachments - 3

