

SESSION OF 2010

**CONFERENCE COMMITTEE REPORT BRIEF
HOUSE BILL NO. 2652**

As Agreed to March 25, 2010

Brief*

HB 2652 would amend the Kelsey Smith Act to require all wireless telecommunications carriers registered to do business in the state and all resellers of wireless telecommunications services to submit emergency contact information to the Kansas Bureau of Investigation (KBI). Under current law, the KBI is required to obtain the information from the carrier. Carriers would be required to submit the information annually by June 15th or immediately upon any change in emergency contact information. The KBI would be required to maintain a database containing the emergency contact information provided by the carriers and make the information immediately available upon request to public safety answering points in Kansas. The bill also would extend the KBI's deadline to promulgate rules and regulations to fulfill the requirements of the bill from July 1, 2010, to July 1, 2011. Amendments to the Kelsey Smith Act would take effect upon publication in the *Kansas Register*.

Conference Committee Action

The Conference Committee removed the provisions related to the Underground Utilities Damage Prevention Act. The changes made by the Senate Committee on Utilities designating June 15th as the annual date for carriers to submit emergency information to the KBI and making publication in the *Kansas Register* the effective date of the bill were retained.

*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/kldr>

Background

A representative of the KBI testified in favor of the introduced version of HB 2652 in the House Committee on Energy and Utilities. The representative said the bill would require wireless telecommunications carriers to provide emergency contact information to the KBI, instead of requiring the KBI to obtain the information and disseminate it quarterly to all public safety answering points. The KBI will make the most current emergency contact information available to law enforcement through its help center, which operates twenty-four hours a day, seven days a week. There was no testimony in opposition to the bill.

The House Committee on Energy and Utilities amended the bill to include a reseller of wireless service in the definition of a wireless telecommunications carrier.

The House Committee of the Whole made technical amendments relating to resellers of wireless telecommunications services.

There was no testimony on the bill during the hearing in the Senate Committee on Utilities, but a representative of the KBI responded to questions from the Committee. The Committee amended the bill to change the annual date when carriers submit emergency contact information to the KBI from April 15th to June 15th, and to make the bill effective upon publication in the *Kansas Register*.

The Senate Utilities Committee heard testimony in support of SB 540 (amendments to the Underground Utilities Damage Prevention Act) from the Kansas Contractors Association and AT&T Kansas, and received written testimony in support of the bill from Associated Builders and Contractors, Heart of America Chapter. Testimony in opposition to the bill was presented by representatives of the City of Hays and the League of Kansas Municipalities.

The Senate Utilities Committee added the contents of SB 540 to HB 2652.

The fiscal note prepared by the Division of the Budget for the original version of HB 2652 states there would be no fiscal impact to the KBI's budget.

Kelsey Smith Act; wireless telecommunications