

HOUSE BILL No. 2701

By Committee on Energy, Utilities and Telecommunications

2-7

1 AN ACT concerning broadband; creating the statewide broadband
2 expansion **planning** task force; relating to the expansion of broadband
3 services.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) There is hereby established the statewide broadband
7 expansion **planning** task force. The task force shall be composed of ~~23~~
8 ~~17~~ **16** voting members, as follows:

9 (1) ~~Four~~ ~~{Three}~~ **Two** members of the house of representatives
10 appointed by the speaker of the house of representatives with one member
11 **{of such appointees}** from the house standing committee on energy,
12 utilities and telecommunications and one member from the house standing
13 committee on commerce;

14 (2) ~~one member~~ ~~{two members}~~ **one member** of the house of
15 representatives appointed by the minority leader of the house of
16 representatives;

17 (3) two members of the senate appointed by the president of the
18 senate with one member **{of such appointees}** from the senate standing
19 committee on utilities and one member from the standing committee on
20 commerce;

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

23 (5) one member appointed by the Kansas association of counties;

24 (6) one member appointed by the Kansas league of municipalities;

25 (7) ~~two members~~ **{one member}** appointed by the Kansas rural
26 independent telephone coalition, with one member representing a rural
27 service area and one member representing an urban service area;

28 (8) ~~two members~~ **{one member}** from the Kansas cable
29 telecommunications association, with one member representing a rural
30 service area and one member representing an urban service area;

31 (9) one member appointed by the ~~cellular~~ **{wireless}**
32 telecommunications industry association;

- 1 (10) one member representing an electing carrier;
- 2 (11) one member representing an incumbent local exchange carrier
- 3 that is a recipient of KUSF funds and serves a rural service area;
- 4 (12) one member appointed by the Kansas chamber of commerce;
- 5 ~~(13) one member appointed by the Kansas farm bureau {electric~~
- 6 **cooperatives};**
- 7 ~~(14) one member appointed by the national federation of independent~~
- 8 ~~business;~~
- 9 ~~(15) one member at-large appointed by the governor;~~
- 10 ~~(16){(13)} two members {one member} appointed by the state~~
- 11 ~~independent telephone association; and~~
- 12 ~~(17){(14)} *one member appointed by the Kansas independent fiber*~~
- 13 ~~*association; and*~~
- 14 **(15)** the following ex-officio members, who all shall be non-voting
- 15 members:
- 16 (A) The secretary of ~~commerce~~ **{transportation}** or the secretary's
- 17 designee;
- 18 (B) the commissioner of education or the commissioner's designee;
- 19 ~~and~~
- 20 (C) the chairperson of the state corporation commission, or the
- 21 chairperson's designee{;}
- 22 **{(D) one member appointed by the the Kansas hospital**
- 23 **association; and**
- 24 ~~**(E) one member appointed by the co-chairpersons of the task**~~
- 25 ~~**force representing a rural competitive local exchange carrier that does**~~
- 26 ~~**not receive support from the Kansas universal service fund; and**~~
- 27 ~~**(F) one member at-large appointed by the governor}.**~~
- 28 (b) Of the legislative members appointed by the speaker of the house
- 29 of representatives and the president of the senate, the speaker of the house
- 30 of representatives shall appoint one such member from the house of
- 31 representatives to serve as co-chairperson of the task force and the
- 32 president shall appoint one such member from the senate to serve as co-
- 33 chairperson of the task force.
- 34 (c) Members shall be appointed to the task force not later than 45
- 35 days from the effective date of this section. Members of the task force
- 36 ~~must be residents of~~ **reside or work in** Kansas and shall consist of
- 37 members from all four congressional districts in Kansas.
- 38 (d) The statewide broadband expansion *planning* task force may
- 39 meet in an open meeting at any time upon the call of either co-chairperson
- 40 of the task force. ~~The task force shall meet three to six times.~~ A majority of
- 41 the voting members of the statewide broadband expansion *planning* task
- 42 force constitute a quorum. Any action by the task force shall be by motion
- 43 adopted by a majority of the voting members present when there is a

1 quorum. Any vacancy on the statewide broadband expansion *planning*
2 task force shall be filled by appointment in the manner prescribed in this
3 section for the original appointment.

4 (e) The mission of the statewide broadband expansion *planning* task
5 force shall be as follows:

6 (1) Work collaboratively to ~~evaluate~~ ***develop an approach for***
7 ***defining and evaluating*** the broadband needs of Kansas citizens,
8 businesses, industries, institutions and organizations;

9 (2) ***identify and document risks, issues and constraints associated***
10 ***with a state-wide broadband expansion project. Develop corresponding***
11 ***risk mitigation and resolution strategies where appropriate;***

12 (3) consider any recent actions by the federal communications
13 commission relating to broadband services including, but not limited to,
14 the 2018 broadband deployment report, recommendations of the
15 broadband deployment advisory committee and any actions to implement
16 broadband initiatives using the connect America fund phase II or the
17 remote areas fund;

18 ~~(3)~~(4) identify opportunities and potential funding sources to:

19 (A) Expand broadband infrastructure and increase statewide access to
20 broadband services;

21 (B) remove barriers that may hinder deployment of broadband
22 infrastructure or access to broadband services; and

23 (C) enable the creation and deployment of new advanced
24 communication technologies;

25 ~~(4)~~(5) ***prioritize develop criteria for prioritizing*** the expansion of
26 broadband services ~~first to unserved areas of the state and then to~~
27 ~~underserved areas of the state across Kansas; and~~

28 ~~(5)~~(6) ***propose future activities and documentation required to***
29 ***complete the statewide broadband expansion plan; and***

30 (7) make and submit a report to the legislature concerning all such
31 work and recommendations of the task force. The task force report shall be
32 submitted to the legislature on or before January 31, 2019.

33 (f) The staff of the office of revisor of statutes, the legislative research
34 department and the division of legislative administrative services shall
35 provide assistance as may be requested by the statewide broadband
36 expansion *planning* task force.

37 (g) Legislative members of the statewide broadband expansion
38 *planning* task force attending meetings authorized by the task force shall
39 be paid amounts provided in K.S.A. 75-3223(e), and amendments thereto.
40 Non-legislative members of the statewide broadband expansion *planning*
41 task force may be reimbursed by their appointing authority.

42 (h) The provisions of this section shall expire on June 30, 2019.

43 Sec. 2. This act shall take effect and be in force from and after its

- 1 publication in the ~~statute book~~ **{Kansas register}**.