



THE SENATE

ENERGY POLICY AND PUBLIC UTILITIES COMMITTEE

SENATOR BRUCE PATTERSON
CHAIRMAN

MEMBERS:

SEN. CAMERON BROWN, VICE CHAIRMAN
SEN. PATTY BIRKHOLZ
SEN. WAYNE KUIPERS
SEN. RANDY RICHARDVILLE
SEN. MIKE NOFS
SEN. DENNIS OLSHOVE, MINORITY VICE CHAIR
SEN. SAMUEL BUZZ THOMAS
SEN. HANSEN CLARKE
SEN. IRMA CLARK-COLEMAN

505 FARNUM
P.O. BOX 30036
LANSING, MICHIGAN 48909-7536
PHONE: (517) 373-7350
FAX: (517) 373-9228

COMMITTEE MEETING MINUTES December 8, 2009

A meeting of the Senate Committee on Energy Policy and Public Utilities was scheduled for Tuesday, December 8, 2009, for 2:00 p.m., in the Senate hearing room of the Boji Tower.

The agenda summary is as follows:

- 1) Reported HB 4257 (Rep. Melton) with recommendation and immediate effect.

The Chairman called the meeting to order at 2:00 p.m. He instructed the Clerk to call the roll. At that time, the following members were present; Chairman Patterson, Senators, Brown, Birkholz, Kuipers, Nofs, Olshove, Thomas and Clark-Coleman, a quorum.

The Chairman welcomed the committee's two new members, Sen.(s) Nofs and Clark-Coleman. He noted that the rules for the committee had to be amended and drafts were available in the member's binders for their review.

Sen. Nofs moved to adopt the rules as amended.
The motion Passed without objection.

At 2:10 p.m., the Chairman entertained a motion to approve the minutes of the October 21st committee meeting. Sen. Birkholz so moved.
The motion Passed without objection.

At 2:12 p.m., the Chairman entertained a motion to approve the minutes of the November 5th committee meeting. Sen. Birkholz so moved.

The motion Passed without objection.

At 2:15 p.m., the Chairman proceeded to item one and invited Mr. Mike O'Brien of the Senate Majority Policy office to provide a summary of HB 4257.

The Chairman thanked Mr. O'Brien for his summary.

At 2:20 p.m., the Chairman invited Mr. Scott Stevenson of the Telecommunication Association of Michigan and Mr. John Lisky of the Michigan Internet and Telecom Alliance to present testimony regarding HB 4257.

Sen.(s) Patterson and Nofs posed questions to which the witnesses responded.

The Chairman thanked Mr. Stevenson and Mr. Liskey for their testimony.

Next, the Chairman read into the record the card of those in opposition to HB 4257 but who did not wish to speak.

Marc Shulman, Michigan Internet & Telecommunications Alliance
Erik Odom, Communication Workers of America
Matt Groen, MI Telecommunications and Cable Association
Chris Horak, Comcast
Frank Accavitti Jr., T-Mobile

At 2:43 p.m., Sen. Richardville arrived.

At 2:45 p.m., the Chairman invited Mr. Mike McDermott and Paul Fuglie of Verizon Wireless to present testimony regarding HB 4257.

Mr. McDermott provided the committee with copies of their presentation. (Copies of the document are available in the Clerk's files.)

Sen.(s) Patterson and Thomas posed questions to which the witnesses responded.

The Chairman thanked Mr. McDermott and Mr. Fuglie for their testimony.

At 2:57 p.m., Sen. Clarke arrived.

At 3:00 p.m., the Chairman invited Ms. Robin Ancona and Ms. Anne-Marie Clark of the Michigan Public Service Commission to present testimony regarding HB 4257.

Sen.(s) Patterson, Brown and Birkholz posed questions to which the witnesses responded.

The Chairman thanked Ms. Ancona and Ms. Clark for their testimony.

At 3:15 p.m., the Chairman invited Mr. Kevin Schoen of ACD.Net to present testimony regarding the HB 4257.

Sen.(s) Patterson, Kuipers and Thomas posed questions to which the witnesses responded.

The Chairman thanked Mr. Schoen for his testimony.

At 3:45 p.m., the Chairman invited Mr. Joe Mattausch of TC3 Telecom Inc. to present testimony regarding HB 4257.

The Chairman thanked Mr. Mattausch for his testimony.

At 3:50 p.m., the Chairman invited Mr. Vic Shepherd and Todd Gardner of Jas Networks/Iserv to present testimony regarding HB 4257.

Sen.(s) Patterson, Kuipers and Nofs posed questions to which the witnesses responded.

The Chairman thanked Mr. Shepherd and Mr. Gardner for their testimony.

At 4:05 p.m., the Chairman invited Mr. Jason Schreiber of Arialink to present testimony regarding the HB 4257.

Sen.(s) Patterson and Kuipers posed questions to which the witnesses responded.

The Chairman thanked Mr. Schreiber for his testimony.

At 4:13 p.m., the Chairman invited Mr. Thane Namy of Clear Rate Communications to present testimony regarding HB 4257.

Sen.(s) Patterson and Kuipers posed questions to which the witnesses responded.

The Chairman thanked Mr. Namy for his testimony.

Next, the Chairman read into the record the cards of those in support of HB 4257 who did not wish to speak.

Adam Knott, Michigan Citizen Action (Written testimony available in Clerk's files.)
Robin Gleason & Mark Ortlieb, AT&T
Brian Kandler, Detroit Regional Chamber (Written testimony available in Clerk's files.)
John Jones, Sprint

At, 4:20 p.m., the Chairman entertained a motion by Sen. Thomas to report HB 4257 with recommendation and immediate effect. The voting was as follows:

Yeas: Sen.(s) Patterson, Brown, Birkholz, Richardville, Nofs, Olshove, Thomas and Clarke

Pass: Sen.(s) Kuipers and Clark-Coleman

The motion passed

At 4:25 p.m., Sen. Birkholz moved to adjourn.

The Chairman adjourned the meeting at 4:25 p.m., on a voice vote, without objection.

Scott Jones,
Clerk of the Committee

Senator Bruce Patterson,
Chairman of the Committee

Date Adopted by Committee