

**ONE HUNDRED SIXTH LEGISLATURE - FIRST SESSION - 2019**  
**COMMITTEE STATEMENT**  
**LB268**

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**Hearing Date:** Tuesday February 19, 2019  
**Committee On:** Transportation and Telecommunications  
**Introducer:** Friesen  
**One Liner:** Change provisions relating to a certificate of convenience and necessity for a telecommunications company

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File

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**Vote Results:**

<b>Aye:</b>	6	Senators Albrecht, Bostelman, Cavanaugh, DeBoer, Friesen, Hughes
<b>Nay:</b>		
<b>Absent:</b>		
<b>Present Not Voting:</b>	2	Senators Geist, Hilgers

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**Oral Testimony:**

**Proponents:**

Senator Curt Friesen  
Tim Schram  
Eric Carstenson  
Katie Zulkoski

**Representing:**

Introducer  
NE Public Service Commission  
NE Telecommunications Association  
NE Advocacy Group

**Opponents:**

Brad Hedrick

**Representing:**

Windstream

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 268 would change the criteria for the Public Service Commission to consider in granting a telecommunications customer the opportunity to receive advanced telecommunications capability service from a telecommunications company providing service in a local exchange adjacent to the local exchange area in which the customer resides.

Section 86-136 currently requires the applicant to show that he or she is not receiving the services, and will not within a reasonable time in the future receive the services. This bill would require the applicant to show that he or she is not, at the time of the application, able to receive the services requested.

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Curt Friesen, Chairperson