

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:                   Andrew J. French, Chairperson  
  Dwight D. Keen  
  Annie Kuether

In the Matter of Brightspeed Companies of   )  
Kansas Revisions of Kansas General Exchange   )   Docket No. 25-UTDT-547-TAR  
Tariff.    )  
  )

**ORDER APPROVING REVISED TARIFF**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”) for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1.       On June 23, 2025, Brightspeed Companies of Kansas (Brightspeed) filed an application requesting tariff revisions to its General Exchange Tariff relating to a maintenance service charge.

2.       The Commission derives its authority to review Local Exchange Carrier tariffs from K.S.A. 66-117(d), which states in part:

...(d) Except as provided in subsection (c), no change shall be made in any rate, toll, charge, classification or schedule of charges or joint rates, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, without the consent of the commission.

K.S.A. 66-1,190 provides in part that telecommunications public utilities doing business in Kansas shall:

...publish and file with the commission copies of all schedules of rates, joint rates, tolls charges, classifications and divisions of rates affecting Kansas traffic, either state or interstate...and...the commission shall have power to prescribe reasonable rules and regulations regarding the form and filing of all schedules, tariffs and classifications of all rates, joint rates, tolls and charges and all rules and regulations of such telecommunications public utilities...

3. The Commission reviews services to ensure they are “just and reasonable” pursuant to K.S.A. 66-1,189. Further, K.S.A. 66-1,189 requires the Commission to ensure that all classifications, rules and regulations regarding the services are not unduly discriminatory or preferential.

4. On July 3, 2025, Staff submitted its Report and Recommendation (R&R), attached hereto and made a part hereof, recommending the Commission grant Brightspeed’s Application and approve the company’s proposed tariff, effective July 26, 2025, as requested by the company.

5. Based on Brightspeed’s representations in its application, the Company is seeking Commission approval for changes related to charges incurred when it sends a technician in response to customer issues on their end.<sup>1</sup> Based on responses to discovery requests by Staff, Brightspeed indicated it does not anticipate a net revenue impact as a result of its proposed changes.

6. Based on the representations in Brightspeed’s Application and its responses to discovery requests, Staff determined the requested tariff revisions are just and reasonable. Staff recommended approval of Brightspeed’s Application.<sup>2</sup>

7. The Commission adopts Staff’s R&R as additional findings and concludes the recommendations found therein to be just and reasonable.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

A. Brightspeed Companies of Kansas’s Application is hereby granted, and its revised tariff is hereby approved and shall become effective July 26, 2025.

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<sup>1</sup>Staff’s R&R at p. 2 (Jul. 3, 2025).

<sup>2</sup>*Id.*

B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>3</sup>

**BY THE COMMISSION IT IS SO ORDERED.**

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 07/10/2025



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Celeste Chaney-Tucker  
Executive Director

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<sup>3</sup> K.S.A. 66-1118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

**REPORT AND RECOMMENDATION  
UTILITIES DIVISION**

**TO:** Andrew J. French, Chairperson  
Dwight D. Keen, Commissioner  
Annie Kuether, Commissioner

**FROM:** Hemant Bhagat, Senior Telecommunications Analyst  
Steve Garrett, Deputy Chief of Telecommunications  
Janet Buchanan, Deputy Director of Utilities  
Justin Grady, Director of Utilities

**DATE:** July 3, 2025

**RE:** Docket No. 25-UTDT-547-TAR  
In In the Matter of the Brightspeed Companies of Kansas Revisions of Kansas  
General Exchange Tariff.

**EXECUTIVE SUMMARY:**

On June 23, 2025, Brightspeed Companies of Kansas (Brightspeed) filed an application requesting the Kansas Corporation Commission (Commission) to approve a revision to its General Exchange Tariff relating to Maintenance Service charge to customers.

The filing includes a revision to Brightspeed's General Exchange Tariff, impacting Section 13 - 1<sup>st</sup> Revised Page 34. Commission action on this matter is required no later than Tuesday, July 22, 2025, to comply with K.S.A. 66-2007(b). The Company's proposed effective date is July 26, 2025.

Commission Staff recommends approval of the Application.

**BACKGROUND:**

K.S.A. 66-117(c), in part, states:

The commission shall not delay the effective date of the proposed change in rate, joint rate, toll, charge or classification or schedule of charges, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, more than 240 days beyond the date the public utility or common carrier filed its application requesting the proposed change. If the commission does not suspend the proposed schedule within 30 days of the date the same is filed by the public utility or common carrier, such

proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date.

The Commission derives its authority to review Local Exchange Carrier tariffs from K.S.A. 66-117(d), which states in part:

(d) Except as provided in subsection (c), no change shall be made in any rate, toll, charge, classification or schedule of charges or joint rates, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, without the consent of the commission.

Pursuant to K.S.A. 66-1,189, the Commission must review rates and terms for every telecommunication public utility to ensure they are “just and reasonable” and the classifications, rules, and regulations regarding the services are not unduly discriminatory or preferential.

Additionally, K.S.A. 66-1,190 requires every public utility doing business in Kansas over which the Commission has control to publish and file with the Commission copies of all schedules of rates, joint rates, tolls, charges, classifications and divisions of rates affecting Kansas traffic, either state or interstate. The Commission has the power to prescribe reasonable rules and regulations regarding the form and filing of all schedules, tariffs and classifications of all rates, joint rates, tolls and charges, and all rules and regulations of such telecommunications public utilities as the Commission determines reasonable and appropriate.

#### **ANALYSIS:**

Brightspeed seeks Commission approval to revise its General Exchange Tariff relating to charges for Maintenance of Service when the company dispatches a technician to the customer premises in response to customer-reported trouble. The Company increased the Maintenance of Service charge for Trouble Isolation by \$50, from \$99 per trip to the customer premises to \$149 per trip. The charge will only apply when the trouble is found on the customer side of the network interface device and does not apply when the trouble is detected in the Company’s facilities.<sup>1</sup>

On July 1, 2025, upon Commission Staff’s request for additional details, Brightspeed indicated through an email that the Company does not anticipate a net revenue impact of this change in the service maintenance charge. Based upon its review, Staff has determined the Company’s revised rate adjustment for Maintenance of Service will have minimal impact upon Kansas customers. Staff has reviewed the filing and recommends approval.

#### **RECOMMENDATION:**

Staff recommends the Commission approve Brightspeed’s revision to the General Exchange Tariff relating to Maintenance of Service charge; with an effective date of July 26, 2025, as requested by the company.

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<sup>1</sup> See Application, p.1.

## **CERTIFICATE OF SERVICE**

25-UTDT-547-TAR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 07/10/2025.

ASHLEY DOUGLAS, ANALYST-GOVERNMENT AFFAIRS  
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/S/ KCC Docket Room  
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