

**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 Filing Tariff Revisions to Grandfather) Docket No. 25-UTDT-370-TAR
Basic Rate Interface and Various Packaged)
Offers Available to Business Customers.)

ORDER APPROVING REVISED TARIFF

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”) for consideration and determination. Having examined its files and records, the Commission finds and concludes:

1. On April 3, 2025, Brightspeed Companies of Kansas (Brightspeed) filed an Application requesting the Commission approve tariff revisions that would grandfather its Integrated Services Digital Network - Basic Rate Interface (ISDN-BRI) and Special Package offers available to business customers with a requested effective date of May 2, 2025.

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...

The Commission must review rates and terms for jurisdictional telecommunications 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.

3. On April 4, 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 revisions, effective May 2, 2025.

4. Based on Staff’s R&R and the application, the Commission finds the revisions will have no revenue impact on the company or additional costs to customers.¹

5. The Commission adopts Staff’s R&R as well as its findings and therefore concludes that the proposed revised tariff as represented in Brightspeed’s Application is just and reasonable.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Brightspeed Companies of Kansas’s Application, filed April 3, 2025, is hereby granted and its revised tariff is hereby approved and shall become effective May 2, 2025.

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).²

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 04/24/2025

¹Staff’s R&R at p. 2.

² K.S.A. 66-1118b; K.S.A. 77-503(c); K.S.A. 77-531(b).



Celeste Chaney-Tucker
Executive Director

AAL

**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
Jeff McClanahan, Director of Utilities

DATE: April 4, 2025

RE: Docket No. 25-UTDT-370-TAR
In the Matter of Brightspeed Companies of Kansas Filing Tariff Revisions to Grandfather Basic Rate Interface and Various Packaged Offers Available to Business Customers.

EXECUTIVE SUMMARY:

On April 3, 2025, Brightspeed Companies of Kansas (Brightspeed) filed an application requesting the Kansas Corporation Commission (Commission) to approve revision to grandfathering its Integrated Services Digital Network - Basic Rate Interface (ISDN-BRI) and Special Package offers available to business customers with a requested effective date of May 2, 2025.

The filing includes revision to Brightspeed's Access Tariff language impacting the following sections:

- Section 24 - 1st Revised Pages 1 to 10.
- Section 25 - 1st Revised Pages 31, 33, 37, 39, 47, 49, 52, 56 to 61, 63, and 63.1.
- Section 25 - 2nd Revised Pages 18 and 49.

Staff recommends approval of this Application. Commission action on this matter is required no later than Thursday, May 1, 2025.

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 Access Service Tariff language relating to ISDN-BRI and various Special Packaged service offerings available to business customers. The revision to language essentially grandfathers ISDN-BRI and Special Packaged service offerings for business customers limited to lines and features currently in service only at existing locations where facilities and appropriate technology exists. The grandfathered services are no longer sold, and the availability is limited to lines currently in service at existing locations. The Special Packaged Business solutions include Pure Bundles, Primary Rate Interface Bundles, Hosted Multiline Bundle, Business Assist Advantage Plans, Core Connect Plans, and Business Bundles.

Staff finds Brightspeed’s revisions to the Tariff language to grandfather ISDN-BRI and various Special Packaged services for business customers will have no revenue impact to the company or service related issues to Kansas customers; therefore, staff believes the proposed grandfathering of services is reasonable.

RECOMMENDATION:

Staff recommends the Commission approve Brightspeed’s Access Service Tariff revision, grandfathering ISDN-BRI and Special Packaged services for business customers with an effective of May 2, 2025.

CERTIFICATE OF SERVICE

25-UTDT-370-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 04/24/2025.

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

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