

MINUTES OF THE House COMMITTEE ON Energy and Natural Resources

The meeting was called to order by Representative David J. Heinemann at
Chairperson

3:30 ~~xx~~ a.m./p.m. on March 3, 1983 in room 519-S of the Capitol.

All members were present except:

Representative Kent Ott (excused)

Committee staff present:

Ramon Powers, Research Department
Theresa Kiernan, Revisor of Statutes' Office
La Nelle Frey, Secretary to the Committee

Conferees appearing before the committee:

Chairman David Heinemann opened the meeting for discussion and action on any bills heard to date by the Energy and Natural Resources Committee, and the Subcommittees on Energy and Natural Resources. He asked Representative Ron Fox, vice-chairman of the Subcommittee on Natural Resources, to address bills heard by his subcommittee.

FINAL ACTION ON HB 2371

Discussion took place among Committee members regarding retaining the word "landowner's" in line 30, noting that the property injured might belong to a person other than the landowner.

Representative Keith Farrar made a motion that HB 2371 be amended by striking the word "landowner's" on line 30. Representative Darrel Webb seconded the motion. The motion passed.

Representative Harold Guldner made a motion that the Committee recommend HB 2371 be passed as amended. Representative Don Rezac seconded the motion. The motion passed.

FINAL ACTION ON HB 2459

Representative Fox made a motion that HB 2459 be amended by striking the words "statute book" on line 84 and inserting the words "Kansas register". Representative Kathryn Sughrue seconded the motion. The motion passed.

Representative Keith Roe made a motion that the Committee recommend HB 2459 be passed as amended. Representative Ginger Barr seconded the motion. The motion passed.

FINAL ACTION ON HB 2464

Representative Fox made a motion that HB 2464 be amended by striking the words "statute book" on line 36 and inserting the words "Kansas register". Representative Thomas Walker seconded the motion. The motion passed.

Representative Fox made a motion that the Committee recommend HB 2464 be passed as amended. Representative Walker seconded the motion. The motion passed.

FINAL ACTION ON HB 2480

Representative Edgar Moore made a motion that the Committee recommend HB 2480 be passed. Representative Fred Rosenau seconded the motion. The motion passed.

FINAL ACTION ON HB 2373

Chairman Heinemann, sponsor of HB 2373, explained his proposed amendment which would make violations a misdemeanor.

Representative Fox made a motion that HB 2373 be amended to make violations a misdemeanor as proposed by Representative Heinemann. Representative Webb

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seconded the motion. The motion passed.

Representative Fox made a motion that the Committee recommend HB 2373 be passed as amended. Representative Webb seconded the motion. The motion passed.

FINAL ACTION ON HB 2134

Representative Kathryn Sughrue made a motion that the Committee recommend HB 2134 be passed. Representative Fox seconded the motion. The motion passed.

FINAL ACTION ON HB 2493

Representative Fox made a motion that HB 2493 be amended by striking the words "statute book" on line 60, and inserting the words "Kansas register". Representative Walker seconded the motion. The motion passed.

Representative Fox made a motion that the Committee recommend HB 2493 be passed as amended. Representative Judy Runnels seconded the motion. The motion passed.

Chairman Heinemann asked Representative Farrar, vice-chairman of the Subcommittee on Energy to address bills heard by his subcommittee.

FINAL ACTION ON HB 2215

Representative Farrar made a motion that HB 2215 be amended by adding clarifying language as proposed by Representative Bill Buntten, sponsor of the bill, and by striking the word "three" on line 36, and inserting the word "four". Representative Webb seconded the motion. The motion passed.

Discussion ensued as to whether this bill would apply to the Board of Public Utilities (BPU) which is a municipal utility. Chairman Heinemann said action on HB 2215 would proceed on the premise that it did cover BPU.

Representative Fox made a conceptual motion that the Committee recommend HB 2215 be passed if it includes BPU.

After further discussion deciding if BPU would indeed be covered by the proposed legislation, Committee members and staff arrived at a concensus that it did.

Representative Fox made a motion that the Committee recommend HB 2215 be passed as amended. Representative Farrar seconded the motion. The motion passed.

FINAL ACTION ON HB 2424

Representative Farrar explained the proposed amendments to HB 2424 which had been discussed in Subcommittee. Representative Farrar made a motion that HB 2424 be amended by striking "150" and inserting "250" on lines 36 and 42; changing line 43 to read "shall be required to pay a \$25 license fee"; and, striking all language after the word "fee" on line 43, plus all language on lines 44 and 45. Representative Rosenau seconded the motion. The motion passed.

Representative Farrar made a motion that the Committee recommend HB 2424 be passed as amended. Representative LeRoy Fry seconded the motion. The motion passed.

FINAL ACTION ON HB 2425

The concensus of the Committee was to recommend HB 2425 for interim study.

FINAL ACTION ON HB 2331

Representative Farrar made a motion to amend HB 2331 on line 31 by striking the words "federal power commission" and inserting the words "Federal Energy Regulatory Commission". Representative Fox seconded the motion. The motion

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passed.

Representative Fox made a motion that the Committee recommend HB 2331 be passed as amended. Representative Farrar seconded the motion. The motion passed.

FINAL ACTION ON HB 2121

Representative Farrar made a motion to amend HB 2121 by striking all language on line 52, after the word pertinent; striking all language on lines 53 and 54; and, striking all language on lines 63 through 79. Representative Betty Jo Charlton seconded the motion. The motion passed.

Representative Farrar made a motion that the Committee recommend HB 2121 be passed as amended. Representative Sughrue seconded the motion. The motion passed.

FINAL ACTION ON HB 2515

Chairman Heinemann explained that the Kansas Corporation Commission requested this bill which would give them the authority to determine the amount of the fee that is to accompany an application of intent to drill.

Representative Fox made a motion that the Committee recommend HB 2515 be passed with the intent of having it referred to the Ways and Means Committee. Representative Webb seconded the motion. The motion passed.

FINAL ACTION ON HB 2082

Committee members discussed HB 2082 and what affect its enactment would have on utilities, and if a two-meter system would be required. They also wondered if the buy-back rate--one-half of what the utility charges per kilowatt-hour--was fair for all concerned.

Representative Rosenau made a motion that HB 2082 be amended by striking all language after the comma on line 70; striking all language on lines 71 through 80 and inserting new language; and, striking all language after the period on line 83. Representative Farrar seconded the motion.

Discussion ensued on the proposed amendment. Several Committee members felt there were a lot of "unknowns" about this issue, the affects it would have on utilities, and wondered if some utility customers might end up subsidizing other customers.

After discussion, Chairman Heinemann asked for a vote on the adoption of the proposed amendment. The motion passed.

Representative Fox made a motion to amend HB 2082 by eliminating the energy tax credit.

Representative Roe asked for a point of order saying the amendment was not germane to the bill.

Representative Fox made a motion to amend HB 2082 so that it be sunset June 1, 1985. Representative Clint Acheson seconded the motion.

After a brief discussion regarding the affect that sunseting would have on the bill, Chairman Heinemann asked for a vote on the motion. On a show-of-hand vote, the motion failed.

Representative Farrar made a motion that the Committee recommend HB 2082 be passed as amended. Representative Rosenau seconded the motion. The motion failed on a voice vote. Representative Farrar asked for a division. On a show-of-hand vote, the motion failed.

There being no further business to come before the Committee, the meeting adjourned at 5:00 p.m.

The Committee does not have another meeting scheduled at the present time.

Date March 3, 1983

GUESTS

HOUSE ENERGY AND NATURAL RESOURCES COMMITTEE

NAME	ADDRESS	ORGANIZATION
Ed Reinert		Ks chapt. Sierra Club
Nancy Munkhardt		SW Social Work SW student.
Don Willoughby		INI
Dale Satterthwaite		Gas Service Co
Jerry Leonard		KGE E
BIL PERDUE		KPL
LOD STANTON		KPL
D. WAYNE ZIMMERMAN	TOPEKA	THE ELECTRIC CO'S ASSOC. OF KS;
MARK BUCK	"	"
Kerry Wedel	"	Ks. Natural Resource Council
Glenn Cogswell	"	{ Delhi Gas Pipeline Corp. INW Central Pipeline Corp
CHARLES ANOEEJAN	LAURENCE	KANSAS UNIVERSITY