

MINUTES OF THE HOUSE COMMITTEE ON ENERGY AND NATURAL RESOURCESThe meeting was called to order by Representative Ron Fox at  
Chairperson3:30 ~~xx~~ a.m./p.m. on March 26, 1985 in room 313-S of the Capitol.

All members were present except:

All members were present.

Committee staff present:

Ramon Powers, Legislative Research  
Theresa Kiernan, Revisor of Statutes' Office  
Betty Ellison, Committee Secretary

Conferees appearing before the committee:

The first item taken up was possible action on SCR 1602--Directing state park and resources authority to recommend inclusion of resort development in federal reservoir master plans; Re Proposal No. 21. Representative Grotewiel moved that SCR 1602 be reported out favorably. Representative Acheson seconded and the motion carried.

Moving to House Bill 2562--Franchise fees; certain compensation payments declared void, Representative Roe made a motion to report the bill favorably. Representative Grotewiel seconded the motion. Staff noted that Kansas Power and Light suggested that there was another statute pertaining to franchise fees. It appeared that it would be simplest to incorporate the amendment in House Bill 2562 into 12-824. Representative Foster made a substitute motion to add this amendment to House Bill 2562. Representative Charlton seconded. The motion to amend passed. Representative Foster made a motion to report House Bill 2562 as amended favorably. Representative Holmes seconded and the motion passed.

Representative Patterson made a motion to reconsider action taken on Senate Bill 49 on March 25. Representative Rosenau seconded the motion. The motion passed. It was explained that the bill was moved out before the clean-up amendments could be put on it. Staff explained the extensive amendments. (Attachments 1, 2, and 3) Staff said that this bill takes a series of basic statutes granting authority to the State Corporation Commission, separates them out, and applies each of these statutes to specific types of public utilities and common carriers. All of the basic statutes are amended and a parallel statute is inserted applying to all the others.

Representative Roe made a motion to amend Senate Bill 49. Representative Acheson seconded the motion. Representative Grotewiel commented that he had a lot of technical questions. He moved to have a House substitute bill for Senate Bill 49, which would incorporate the proposed amendments. Representative Fry seconded the motion. The motion carried. Representative Patrick moved that House substitute for Senate Bill 49 be recommended favorably for passage. The motion was seconded by Representative Acheson. Representative Grotewiel commented that with this bill, efforts would be made to make utility legislation apply to all utilities. He thought it would be better to comprehensively rewrite the utility statutes. Noting that the Kansas Corporation Commission is an agent of the legislature and should have broad power, he opposed the bill. Representative Patrick shared some of those concerns, but noted that the bill does go back to the original language in the statute of the six sections. He felt that the possibility of creating a legal loophole had been largely eliminated. Representative Patterson opposed Representative Grotewiel's position, noting that this should only be a beginning and should be extended next year, going even further in the same direction. A voice vote was taken and division requested. There were 12 in favor and 8 opposed. The motion passed.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON ENERGY AND NATURAL RESOURCES,  
 room 313-S, Statehouse, at 3:30 ~~xxx~~ a.m./p.m. on March 26, 1985.

Representative Ott gave a report on the Natural Resources Subcommittee meeting of March 21, 1985. Regarding Senate Bill 43--Group fishing licenses for institutions licensed by secretary of social and rehabilitation services, Representative Ott moved to adopt the subcommittee's recommended amendment to define adult care home into the bill. Representative Webb seconded. The motion passed. Representative Sughrue moved to pass the bill as amended out favorably. Representative Holmes seconded and the motion passed.

Representative Ott noted that the original Senate Bill 119 would add an ex officio member of the Fish and Game Commission to the Water Authority. The subcommittee amendment would also add the Executive Director of the State Conservation Commission as an ex officio member of the Water Authority. Representative Ott moved to adopt the subcommittee report to amend Senate Bill 119. Representative Guldner seconded. After some discussion, Representative Roe moved to table Senate Bill 119. Representative Patrick seconded. The motion passed.

Representative Ott said that the subcommittee had no amendments for Senate Bill 61, which would change the title of "Game Protector" for law enforcement officers to "Wildlife Conservation Officer." Representative Ott made a motion to pass Senate Bill 61 favorably and place it on the Consent Calendar. Representative Sughrue seconded the motion. Discussion followed. The motion carried.

Representative Ott explained that Senate Bill 111 would give the Fish and Game Commission discretionary authority during deer season to allow coyote hunting and the subcommittee made no amendments. Representative Ott made a motion to pass out Senate Bill 111 favorably and place it on the Consent Calendar. Representative Webb seconded the motion. The motion carried.

Relative to Senate Bill 213, Representative Ott said that it would require that the landowner permits for archery and firearms be the same amount. Representative Ott moved to pass this bill favorably and place it on the Consent Calendar. The motion was seconded by Representative Rezac. The motion carried.

Chairman Fox assigned Representative Spaniol to carry House Bill 2562, Representative Sutter to carry SCR 1602, Representative Sughrue to carry Senate Bill 43, and Representative Roe to carry Senate Bill 49.

The meeting was adjourned at 4:20 p.m.

The next meeting of the House Energy and Natural Resources Committee will be held on March 27 at 3:30 p.m. in Room 519-S.