

MINUTES OF THE SENATE UTILITIES COMMITTEE.

The meeting was called to order by Chairman Senator Stan Clark at 9:30 a.m. on March 18, 2002 in Room 231-N of the Capitol.

All members were present except: Sen. Wagle (excused)

Committee staff present: Raney Gilliland, Legislative Research
Bruce Kinzie, Revisor of Statutes
Ann McMorris, Secretary

Conferees appearing before the committee:

Others attending: See attached list

Chairman Clark announced that the confirmation hearing for Brian Moline is scheduled on Thursday, March 21, 2002.

Senator Taddiken introduced four pages from his district who were attending the committee meeting.

Chair continued the hearing on:

HB 2746 - Station power exempted from retail electric suppliers act.

Considerable discussion and explanation on the intent of the proposed amendment to **HB 2746**. (Attachment 1)

Chair closed the hearing on **HB 2746**.

Moved by Senator Emler, seconded by Senator Lee, to approve the amendment to **HB 2746** adding the following language to Section 1 (i)... utility ...*"or a generating plant specified in subsection (e) of K.S.A. 66-104, and amendments thereto,* "... and placed in use on or after January 1, 2002. Motion carried.

Moved by Senator Lee, seconded by Senator Brownlee, **H.B 2746** be passed out favorably as amended. Motion carried.

Chair continued the hearing on

Sub for HB 2644 - Automatic pass through to customers of certain electric and natural gas utility costs for security measures.

Conferees who had formerly presented testimony were given an opportunity to comment. Some discussion on the original bill **HB 2644** (Attachment 2). After considerable discussion, the committee decided not to take action on the **Sub for HB 2644**.

Discussion was held on:

HB 2999 - Public utilities, excluding certain landlords from definition.

After discussion on **HB 2999**, the committee decided not to take action on **HB 2999**.

The next meeting of the Utilities Committee will be Wednesday, March 20, 2002.

Adjournment.

Respectfully submitted,

Ann McMorris, Secretary

Attachments - 2

HOUSE BILL No. 2746

By Committee on Utilities

1-29

10 AN ACT concerning retail electric service; relating to station power;
11 amending K.S.A. 66-1,170 and 66-1,173 and repealing the existing
12 sections.
13

14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 66-1,170 is hereby amended to read as follows: 66-
16 1,170. As used in this act, ~~the following words and phrases shall have the~~
17 ~~meanings respectively ascribed to them herein:~~

18 (a) "Distribution line" means an electric line used to furnish retail
19 electric service, including any line from a distribution substation to an
20 electric consuming facility; but such term does not include a transmission
21 facility used for the bulk transfer of energy **even if such energy is re-**
22 **duced in voltage and used as station power.**

23 (b) "Electric consuming facility" means any entity which utilizes elec-
24 tric energy from a central station service.

25 (c) "Commission" means the state corporation commission of the
26 state of Kansas.

27 (d) "Retail electric supplier" means any person, firm, corporation,
28 municipality, association or cooperative corporation engaged in the fur-
29 nishing of retail electric service.

30 (e) "Certified territory" means an electric service territory certified
31 to a retail electric supplier pursuant to this act.

32 (f) "Existing distribution line" means a distribution line which is in
33 existence on the effective date of this act, and which is being or has been
34 used as such.

35 (g) "Single certified service territory" means that service area in
36 which only one retail electric supplier has been granted a service certifi-
37 cate by the commission.

38 (h) "Dual certified service territory" means that service area where
39 more than one retail electric supplier has been granted a service certifi-
40 cate by the commission.

41 (i) "*Station power*" means *electric energy used for operating equip-*
42 *ment necessary for the process of generating electricity at any generating*
43 *plant owned by a utility and placed in use on or after January 1, 2002,*

or a generating plant specified in subsection (e) of K.S.A. 66-104, and amendments thereto,

HOUSE BILL No. 2644

By Committee on Utilities

1-16

9 AN ACT concerning certain public utilities; providing for recovery of
10 certain costs of uncollectible customer accounts.

11
12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) As used in this section:

14 (1) "Electric utility" means any electric public utility, as defined in
15 K.S.A. 66-101a, and amendments thereto.

16 (2) "Natural gas utility" means any natural gas public utility, as de-
17 fined in K.S.A. 66-1,200, and amendments thereto.

18 (b) The state corporation commission shall authorize electric public
19 utilities and natural gas public utilities to recover the utility's actual bad
20 debt write-off. Such recovery shall be by a no-pay adjustment to the util-
21 ity's customers' bills, determined in a manner similar to the purchased
22 gas adjustment used to recover utilities' costs of natural gas, and shall be
23 subject to such procedures and conditions as the commission deems
24 appropriate.

25 Sec. 2. This act shall take effect and be in force from and after its
26 publication in the statute book.