

## HOUSE BILL No. 2032

By Committee on Energy, Utilities and Telecommunications

Requested by Paul Snider on behalf of Kansans for Lower Electric Rates

1-17

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1 AN ACT concerning electric public utilities; relating to the state  
2 corporation commission; authorizing the commission to increase or  
3 decrease an electric public utility's return on equity based on whether  
4 such utility's all-in average retail rate has increased or decreased;  
5 requiring the commission to amend rates based on such changes;  
6 defining all-in average retail rate.  
7

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

9 Section 1. (a) Upon a showing by an electric public utility before the  
10 state corporation commission at a public hearing and a finding by the  
11 commission that such utility's all-in average retail rate has not increased  
12 more than 1% in the preceding calendar year, the commission may order  
13 an increase to such utility's return on equity in an amount up to 0.5%  
14 above the return on equity authorized in such utility's most recent general  
15 rate proceeding. Such increase shall be valid for the 12-months following  
16 the issuance of such order.

17 (b) In a proceeding conducted pursuant to a complaint or the  
18 commission's own motion, if the state corporation commission finds an  
19 electric public utility's all-in average retail rate has increased more than  
20 1% in the preceding calendar year, the commission may order a decrease  
21 to such utility's return on equity in an amount up to 0.5% below the return  
22 on equity authorized in such utility's most recent general rate proceeding.  
23 Such decrease shall be valid for the 12-months following the issuance of  
24 such order.

25 (c) The state corporation commission shall amend an electric public  
26 utility's retail rates to include changes ordered pursuant to this section.

27 (d) As used in this section, "all-in average retail rate" means the total  
28 cost of electricity a retail customer pays per kilowatt-hour and includes all  
29 charges, fees, taxes, surcharges and customer charges.

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