

HOUSE BILL No. 2663

By Committee on Energy and Utilities

2-8

1 AN ACT concerning energy; creating the efficiency Kansas loan program.

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

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

5 (1) "Commission" means the state corporation commission.

6 (2) "Efficiency improvement project" means an improvement made to
7 a residential or commercial structure that produces cost-effective energy
8 savings derived from a comprehensive approach based on sound building
9 science principles.

10 (3) "Fund" means the efficiency Kansas loan fund.

11 (b) There is hereby established in the state treasury the efficiency
12 Kansas loan fund to be administered by the commission. Moneys from the
13 following sources shall be credited to the fund:

14 (1) Amounts received by the state from the federal government for
15 the purposes of the fund;

16 (2) amounts appropriated or otherwise made available by the
17 legislature for the purposes of the fund;

18 (3) amounts of repayments of loans made under this act, including
19 any interest or fees, in accordance with agreements entered into by the
20 borrower and the commission;

21 (4) interest attributable to the investment of moneys in the fund; and

22 (5) amounts received from any public or private entity for the
23 purposes of the fund.

24 (c) The purpose of the fund shall be to provide low-cost financing for
25 efficiency improvement projects. Moneys credited to the fund shall be
26 used only:

27 (1) To make loans to eligible participants to pay for the costs of
28 efficiency improvement projects;

29 (2) to earn interest on moneys in the fund; and

30 (3) for reasonable costs, as determined by the commission, of
31 administering the fund and conducting activities under this act. Such costs
32 shall be identified in the annual report provided to the legislature.

33 (d) The commission is hereby authorized to:

34 (1) Enter into binding commitments for the provision of loans in
35 accordance with the provisions of this act;

36 (2) review applications for loans and select the projects for which

1 loans will be made available; and

2 (3) promulgate rules and regulations necessary for the effectuation of
3 the provisions of this act.

4 (e) The commission shall provide the house energy and utilities
5 committee and the senate utilities committee with an annual report
6 describing the efficiency projects that were funded and how the moneys in
7 the fund were used.

8 (f) On or before the 10th of each month, the director of accounts and
9 reports shall transfer from the state general fund to the efficiency Kansas
10 loan fund interest based on:

11 (1) The average daily balance of moneys in the efficiency Kansas
12 loan fund for the preceding month; and

13 (2) the net earnings rate of the pooled money investment portfolio for
14 the preceding month.

15 (g) All payments and disbursements from the fund shall be made in
16 accordance with appropriation acts upon warrants of the director of
17 accounts and reports issued pursuant to vouchers approved by the
18 commission or by a person or persons designated by the commission. All
19 payments and disbursements from the fund, and beginning and ending
20 balances thereof, shall be subject each year to post audit in accordance
21 with article 11 of chapter 46 of the Kansas Statutes Annotated, and
22 amendments thereto.

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