

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Stan Clark at 9:30 a.m. on February 16, 2004 in Room 526-S of the Capitol.

All members were present except:

Senator Robert Tyson- excused
Senator Susan Wagle- excused

Committee staff present:

Bruce Kinzie, Revisor of Statutes
Raney Gilliland, Legislative Research
Emalene Correll, Legislative Research
Ann McMorris, Secretary

Conferees appearing before the committee:

Others attending:

See Attached List.

The following documents were provided the Senate Utilities Committee:

KCC response to questions on SB 309 (Attachment 1)
KCC response to questions on SB 310 (Attachment 2)
EPA's response to questions on PCBs (Attachment 3)

Chair opened the discussion on

SB 331 - Recording leases or easements related to wind resources or technologies

Language for the new section to **SB 331** was presented and after considerable discussion, the words "per title affected" were added in (b) after \$10,000. (Attachment 4)

Moved by Senator Brownlee, seconded by Senator Lee, to amend **SB 331** by inserting the new language. Motion carried.

Moved by Senator Taddiken, seconded by Senator Barone, to amend **SB 331** by striking the word "shall" in Sec. 2 (4) (b) and inserting the word "may" followingsubsection (a). Motion carried.

Moved by Senator Lee, seconded by Senator Emler, to pass out **SB 331** favorably as amended. Motion carried.

Chair opened discussion on

SB 382 - Recovery of certain costs of security measures, public utilities

Sandy Braden of Gaches, Braden, Barbee and Associates, had provided the committee with recommended language to amend **SB 382**. This proposed amendment to **SB 382** had been reviewed by KCPL, Westar and KCC. There was still some questions about a sunset and whether the sunset should correspond with a rate case, or if the accounting order has a relationship to the next rate case. (Attachment 5). No action taken.

Chair opened discussion on

SB 360 - Public utilities, costs of new facilities

Bob Alderson explained the proposed committee amendments to **SB 360**. (Attachment 6)

Due to the lack of time, no action was taken. Chairman Clark announced that **SB 309**, **SB 310**, **SB 360** and **SB 382** would be bills under consideration by the committee during their deliberations this week. On Tuesday, February 17, there will be an informational meeting on **SB 455 - Industrial wind turbine development**.

The next meeting of the Senate Utilities Committee is scheduled on February 17, 2004.

CONTINUATION SHEET

MINUTES OF THE SENATE UTILITIES COMMITTEE at 9:30 a.m. on February 16, 2004 in Room 526-S of the Capitol.

Adjournment.

Respectfully submitted,

Ann McMorris, Secretary

Attachments - 6