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**KANSAS OFFICE of**  
**REVISOR of STATUTES**  
**LEGISLATURE of THE STATE of KANSAS**  
*Legislative Attorneys transforming ideas into legislation.*

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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

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**MEMORANDUM**

To: Chairman Hedke and Members of the House Committee on Energy and Environment  
From: Matt Sterling, Assistant Revisor of Statutes  
Date: 02/17/2016  
RE: Senate Bill 318

SB 318 would repeal the Kansas Electric Transmission Authority Act, which includes K.S.A. 2015 Supp. 74-99d01, 74-99d02, 74-99d03, 74-99d04, 74-99d05, 74-99d06, 74-99d07, 74-99d08, 74-99d10, 74-99d11, 74-99d12, 74-99d13 and 74-99d14. These statutes concern the creation, composition, powers, and requirements of the Kansas Electric Transmission Authority.

In addition to repealing these sections, the bill would make two other changes. The first section of the bill would abolish the KETA Administrative Fund and the KETA Development Fund and transfer any balances and liabilities of those funds to the state general fund. The second section of the bill deals with KETA records that have exceptions from disclosure. Records that have an exception to disclosure are required to be reviewed by the Legislature to renew such exceptions. The bill would remove the exceptions for KETA from the list of exceptions to the Open Records Act.

The Senate Committee of the Whole amended the bill to insert K.S.A. 2015 Supp. 65-3031 concerning the Kansas Department of Health and Environment and the state's response to the Clean Power Plan rules promulgated by the Environmental Protection Agency. The only change that the Senate made was to insert a provision that, in response to the stay issued by the United States Supreme Court, required all state agencies to suspend all activities in furtherance of the Clean Power Plan rules until the stay is lifted.