

MINUTES OF THE SENATE UTILITIES COMMITTEE.

The meeting was called to order by Chairperson Senator Stan Clark at 9:30 a.m. on February 20, 2002 in Room 231-N of the Capitol.

All members were present except: Senator Wagle (excused)

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

Conferees appearing before the committee:

Dick Brewster, BP America, Inc., Oklahoma City
Jerry Heredan, The Williams Company
Dave Cruz, BP America Inc., Southwest Kansas
Jim Tyler, Westar Energy
Bob Krehbiel, KIOGA
David Pierce, Professor of Law, Washburn University
Rex Brown, Sublette
Chris Hammer, Sublette
Peter York, Sublette
Wilferd Nichols, Copeland
Bill Lower, Kansas Legislative Policy Group
Larry Berg, Midwest Energy, Inc.

Others attending: See attached list

The chairman continued the hearing on:

SB 490 - Kansas underground utility damage prevention act, regulations

Proponents:

Dick Brewster, BP America, spoke in support of **SB 490** and stated their position on the amendments offered by KCC, Kansas Gas Service, & Southwestern Bell in testimony presented at the hearing on February 14, 2002. (Attachment 1)

Dave Cruz, field foreman, BP America, explained the importance to excavators to have all types of underground lines locatable. (Attachment 2)

Jerry Heredan, The Williams Company spoke in support of **SB 490**.

Jim Tyler, Westar Energy, spoke in support of **SB 490** and the proposed amendments. (Attachment 3)

Bob Krehbiel, Kansas Independent Oil & Gas Association, presented proposed amendments by KIOGA to **SB 490**. (Attachment 4)

Opponent

Written testimony provided by Craig S. Laird, Southwestern Bell Telephone Company. (Attachment 5)

Comments of the Kansas Corporation Commission staff on amendments offered to **SB 490** on February 20, 2002, were distributed to the committee. (Attachment 6)

The Kansas Trial Lawyers Association presented a written review of the amendments to **SB 490** offered by the other conferees at the February 14, 2002 hearing. (Attachment 7)

Chairman closed the hearing on **SB 490**.

CONTINUATION SHEET

MINUTES OF THE SENATE UTILITIES COMMITTEE at on February 20, 2002 in Room 231-N of the Capitol.

The chairman opened the hearing on

SB 547 - Rural Kansas self-help gas act.

Proponents:

David Pierce, Professor of Law, Washburn University (Attachment 8)

Rex Brown, Sublette (Attachment 9)

Chris Hammer, Sublette (Attachment 10)

Peter York, Sublette (Attachment 11)

Wilferd Nichols, Copeland (Attachment 12)

Bill Lower, Kansas Legislative Policy Group (Attachment 13)

Written testimony only from:

Roger Kelman, Sublette (Attachment 14)

Chris Wilson, SW Kansas Groundwater Management District #3 (Attachment 15)

Erick Nordling, SW Kansas Royalty Owners Association (Attachment 16)

Leslie Kaufman, Kansas Farm Bureau (Attachment 17)

Jere White, Kansas Corngrowers Assn. (Attachment 18)

Opponents

Larry Berg, Midwest Energy, Inc. (Attachment 19)

Due to lack of time, the chair announced hearings on **SB 547** would be continued on Friday, February 22, 2002.

Minutes for Senate Utilities meetings held on February 6, 2002, February 11, 2002, February 12, 2002, February 13, 2002 and February 14, 2002 were distributed to the committee.

A news item from the February 16, 2002 Capital-Journal entitled "Nuclear Waste: Bush Oks Yucca Mountain Storage" was distributed to the committee. (Attachment 20)

The next meeting of the Senate Utilities Committee will be on February 21, 2002

Adjournment.

Respectfully submitted,

Ann McMorris
Secretary

Attachments - 20