

SENATE BILL No. 382

By Committee on Utilities

1-28

AN ACT relating to public utilities; concerning the recovery of certain costs of security measures; amending K.S.A. 66-1233 and repealing the existing section.

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

Section 1. K.S.A. 66-1233 is hereby amended to read as follows: 66-

1233. (a) As used in this section:

(1) ``Electric public utility'' means any electric public utility, as de-fined in K.S.A. 66-101a, and amendments thereto.

(2) ``Natural gas public utility'' means any natural gas public utility, as defined in K.S.A. 66-1,200, and amendments thereto.

(b) On and after July 1, 2002, the state corporation commission, upon application and request, shall authorize electric public utilities and natural gas public utilities to recover the utility's prudent expenditures for se-curity measures reasonably required to protect the utility's electric gen-eration and transmission assets or natural gas production and transpor-tation assets by an adjustment to the utility's customers' bills. *In the alternative, electric public utility or gas public utility may elect to defer the costs for later recovery. The utility may request and the state corporation commission shall issue an accounting authority order to defer the costs. Costs so deferred shall include investment return and associated income taxes for the deferral period. The All applications and requests including those with costs deferred under an accounting authority order shall be subject to such procedures and condi-tions, including review, in an expedited manner, of the prudence of the expenditures and the reasonableness of the measures, as the commission deems appropriate. Such application and request shall be confidential and subject to protective order of the commission.*

(c) The provisions of this section shall expire on July 1, ~~2004~~ 2010.

Sec. 2. K.S.A. 66-1233 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.

