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MEMORANDUM

To: Senate Committee on Utilities
From: Kyle Hamilton, Assistant Revisor of Statutes
Date: February 6, 2018
Subject: Bill Brief on SB 322

SB 322 would amend the net metering and easy connection act.

Section 1 would amend the citation of the act to reflect the bill's repeal of K.S.A. 66-1271. K.S.A. 66-1271 concerns compliance with the requirements of the renewable energy standards act. Those requirements were made voluntary in 2015, so the language in K.S.A. 66-1271 is no longer needed.

Section 2 makes mostly technical changes. The language that had been in subsection (d) would be stricken and that language would be moved to subsection (b), without the lead-in language that made the provision only apply to customer-generators that began operating a renewable energy resource under an interconnect agreement prior to July 1, 2014. The language in subsection (e) would also be stricken. That language concerned the option for certain customer-generators to propose time-of-use rates, minimum bills or other alternative rate structures.

Section 3 would reverse the amendments made to K.S.A. 66-1266 in 2014's HB 2101. The current statute was broken into 3 subsections in 2014 to grandfather then-current customer-generators into the then-current one-to-one kilowatt-hour credit rate until 2030. It also created a separate credit rate for customer-generators that formed interconnect agreements after July 1, 2014, that would remain in effect until 2030. The bill consolidates all customer-generators into the one-to-one credit rate. The bill would add a new subsection (c) that states that any net excess generation credit remaining in a net-metering customer's account at the end of each calendar year shall expire.

Section 4 would strike the separate cap on electrical generation subject to net metering that is currently placed on customer-generators that entered into a renewable resource interconnect agreement after July 1, 2014. Under the bill, all residential customer-generators would be capped at 25 kilowatts and other listed customer-generators would be capped at 200 kilowatts.

Some technical changes to paragraph organization and grammar appear throughout the bill.

SB 322 would become effective upon publication in the statute book.