

HOUSE BILL No. 2190

By Committee on Federal and State Affairs

2-7

1 AN ACT concerning the state corporation commission; relating to electric
2 utilities; electric rates; certain charges prohibited; amending K.S.A. 66-
3 117d and repealing the existing section.
4

5 WHEREAS, The Energy Fairness Act will protect Kansans and their
6 right to manage their energy usage in order to lower bills without penalty
7 or discrimination by preventing demand charges for Westar/Kansas City
8 Power & Light/Every or the Empire District's residential customers.

9 Now, therefore:

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

11 Section 1. K.S.A. 66-117d is hereby amended to read as follows: 66-
12 117d. (a) No electric or gas utility providing electrical or gas service in
13 this state shall consider the use of any renewable energy source other than
14 nuclear by a customer as a basis for establishing higher rates or charges for
15 any service or commodity sold to such customer nor shall any such utility
16 subject any customer utilizing any renewable energy source other than
17 nuclear to any other prejudice or disadvantage on account of the use of any
18 such renewable energy source.

19 (b) *No utility as defined in K.S.A. 66-1264, and amendments thereto,*
20 *providing electrical service in this state shall base any rate, joint rate, toll,*
21 *charge or classification or schedule of charges on different energy usage*
22 *patterns of a distributed generation retail customer.*

23 Sec. 2. K.S.A. 66-117d is hereby repealed.

24 Sec. 3. This act shall take effect and be in force from and after its
25 publication in the Kansas register.