AN ACT concerning energy; relating to renewable energy resource investment; amending K.S.A. 2011 Supp. 66-1260 and repealing the existing section.

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

Section 1. K.S.A. 2011 Supp. 66-1260 is hereby amended to read as follows: 66-1260.

(a) (1) For each affected utility, the commission shall determine whether investment in renewable energy resources required to meet the renewable portfolio requirement, as required by K.S.A. 2011 Supp. 66-1258, and amendments thereto, causes the affected utility's total revenue requirement to increase one percent or greater.

(2) The commission shall annually determine the annual statewide retail rate impact shall be determined net of new nonrenewable alternative sources of electricity supply reasonably available at the time of the determination resulting from affected utilities meeting the renewable portfolio requirement.

(b) In fulfilling the requirements of subsection (a), information pertaining to an affected utility's portfolio requirement may be submitted by an affected utility that:

(1) Generates and sells electricity to that affected utility for all-electricity sold to such utility; or

(2) Transmits or distributes electricity to its cooperative members in one report on behalf of all such members Submission of information pertaining to an affected utility's portfolio requirement shall be determined by rules and regulations promulgated by the commission or by order of the commission.

(c) Beginning in 2013, on or before March 1 of each year, the commission shall submit a report of the annual statewide retail rate impact for the previous year to the governor, the senate committee on utilities and the house committee on energy and utilities.

Sec. 2. K.S.A. 2011 Supp. 66-1260 is hereby repealed.

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