

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Scott Emler at 9:30 A.M. on January 31, 2005 in Room 526-S of the Capitol.

Committee members absent:

Committee staff present: Athena Andaya, Kansas Legislative Research Department
Raney Gilliland, Kansas Legislative Research Department
Bruce Kinzie, Revisor of Statutes Office
Diana Lee, Revisor of Statutes Office
Ann McMorris, Committee Secretary

Conferees appearing before the committee: Ed Jaskinia, Associated Landlords of Kansas
Martha Neu Smith, Kansas Manufactured Housing Association

Others in attendance: See attached sheet

Introduction of Bills

Dr. Lee Allison, Chair, Kansas Energy Council, reported on the action taken on the Council recommendations to the Legislature. Two legislative recommendations have been introduced as bills and he asked for committee approval to introduce three additional bills. (Attachment 1)

(1) Adopt a \$.005/k2h production tax credit for new renewable energy facilities or expansions of existing facilities, including wind, hydro, solar and biomass. This credit should be for the first 10 years of the facilities' operation, be tradable to allow benefit to non-taxable entities, and designed in such a way that it is transparent who claims these and how much they claim.

(2) Authorize the Kansas Development Finance Authority (KDFA) to offer revenue bonds to finance Kansas energy projects.

(3) Adopt language clarifying that negotiations and discussions between wind-energy developers and local governments regarding voluntary payments for wind projects are legal.

Moved by Senator Reitz, seconded by Senator Lee, introduction of three committee bills as set forth above by the Kansas Energy Council with the bill draft language to be prepared in conjunction with the Revisors office. Motion carried.

Chair opened the hearing on:

SB 63 - Public Utilities, excluding certain landlords from definition

Proponents:

Ed Jaskinia, Associated Landlords of Kansas (Attachment 2)

Martha Neu Smith, Kansas Manufactured Housing Association (Attachment 3)

After considerable discussion and numerous questions from the committee on the various aspects of the proposed bill, Chairman Emler summarized the issues of concern to the committee that required further consideration before action would be taken: (1) landlords must install meters at their own expense; (2) Utilities should not be able to surcharge submeters; (3) accountability of landlord; and (4) grievance procedure.

Chair closed hearing on **S.B. 63**

Chair announced the Committee and staff were invited to tour the Sprint Campus in Overland Park on February 11, 2005. The group would leave following adjournment of the Senate and return between 3 and 4 p.m. Members are to contact the secretary regarding their attendance.

CONTINUATION SHEET

MINUTES OF THE Senate Utilities Committee at 9:30 A.M. on January 31, 2005 in Room 526-S of the Capitol.

Approval of Minutes

Moved by Senator Pyle, seconded by Senator Reitz, to approve the minutes of the meetings of the Senate Utilities Committee held on January 25, 2005, January 26, 2005 and January 27, 2005. Motion carried.

A color map of Kansas setting out the Kansas Telephone Exchange Areas was distributed to the committee by KCC. Map size was approximately 24" x 36".

Adjournment

Respectfully submitted,

Ann McMorris, Secretary

Attachments - 3