

MINUTES OF THE HOUSE ENERGY AND UTILITIES COMMITTEE

The meeting was called to order by Chairman Carl Holmes at 9:00 a.m. on February 11, 2009, in Room 783 of the Docking State Office Building.

All members were present.

Committee staff present:

Melissa Doeblin, Office of the Revisor of Statutes
Mary Torrence, Office of the Revisor of Statutes
Mary Galligan, Kansas Legislative Research Department
Cindy Lash, Kansas Legislative Research Department
Rena Hansen, Committee Assistant

Others attending:

Thirty-two including the attached list.

Action on:

HB 2013 - Establishing renewable portfolio standards for public utilities.

Representative Forrest Knox explained that the subcommittee worked about 12 hours on renewables issues, with 6.5 hours on Friday, and then tabled **HB 2127**.

Representative Forrest Knox explained the proposed amendment to **HB 2013**, which includes **HB 2127** with some of the proposed changes recommended by the committee.

Questions were asked and comments made by Representatives: Tom Sloan, Forrest Knox,

Representative Forrest Knox moved to amend **HB 2013** (Attachment 1), with the proposed amendments minus the boxes on page 2 of **HB 2127** and page 3 (large boxes). Seconded by Representative Don Myers.

Questions were asked and comments made by Representatives: Tom Sloan, Forrest Knox, and Josh Svaty.

Representative Tom Sloan believes that the 1.25 will not bring in more construction.

Motion carried unanimously.

Representative Josh Svaty moved to amend on page 2 line 36 of **HB 2127** of **HB 2013** strike 1.25 and replace with 1.0. Seconded by Representative Tom Sloan.

Questions were asked and comments made by Representative: Forrest Knox, and Josh Svaty.

Motion to amend passed 11-9.

Representative Forrest Knox moved to amend **HB 2013** using balloon 2 of **HB 2127** on page 2. Seconded by Vern Swanson.

Questions were asked and comments made by Representative: Tom Sloan, Tom Moxley, and Forrest Knox.

Motion to amend passed.

Representative Sloan asked to be recorded as voting no.

Representative Forrest Knox moved to amend **HB 2013** using balloon 3 of **HB 2127** and the entire wording in the balloon under KCC determination on page 3. Seconded by Representative Mike Burgess.

Questions were asked and comments made by Representatives: Josh Svaty, Tom Sloan, Forrest Knox, Carl Holmes, and Revisor Melissa Doeblin.

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Representative Forrest Knox and the second Representative Mike Burgess agreed to take out the wording, "taking into account future environmental regulatory risk including risk of greenhouse gas regulation."

Questions were asked and comments made by Representatives: Tom Sloan, Forrest Knox, Carl Holmes, and Annie Kuether.

Motion passed 19-1.

On page 2, line 16 of the **HB 2127** portion of **HB 2013** it was noted there was some ambiguity for the amount of the portion of the portfolio requirements.

Questions were asked and comments made by Representatives: Tom Sloan, Annie Kuether, and Forrest Knox.

Representative Forrest Knox moved to recommend for adoption **HB 2013** as amended. Seconded by Representative Don Myers. Motion carried.

Action on:

HB 2043 - Establishing the net metering and easy connection act for wind generation.

Representative Forrest Knox explained to the committee recommendations for changes in **HB 2043** and why some of those changes are being suggested.

Representative Forrest Knox moved to amend **HB 2043** (Attachment 2), with sections 18 and 19 deleted. Seconded by Representative Vern Swanson.

Questions were asked and comments made by Representatives: Don Myers, Rob Olson, Forrest Knox, Josh Svaty, Tom Sloan, Joe Seiwert, and Tom Moxley.

Motion to amend passed.

Questions were asked and comments made by Representatives: Tom Sloan, Carl Holmes, Forrest Knox, and Joe Seiwert,

Representative Forrest Knox moved to recommend for adoption **HB 2043** as amended. Seconded by Representative Joe Seiwert. Motion passed.

Action on:

HB 2182 - Requiring the Kansas air quality act to be consistent and uniform with the federal clean air act.

Representative Tom Moxley explained a proposed amendment to **HB 2182**, noting how this allows the Kansas law to mirror federal law.

Representative Tom Moxley moved to amend **HB 2182** (Attachment 3). Seconded by Representative Vern Swanson.

Questions were asked and comments made by Representatives: Josh Svaty, Tom Moxley, Joe Seiwert, Margaret Long, Annie Kuether, Forrest Knox, and Rob Olson.

Several technical changes were made to the balloon by Representative Tom Moxley and Vern Swanson.

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Motion to amend passed 12-8.

Representative Josh Svaty moved to strike the new sub-section d under section 4 on the new amendment. Seconded by Representative Annie Kuether.

Questions were asked and comments made by Representative: Forrest Knox, and Josh Svaty.

Motion to remove sub-section d of section 4 fails, 7-11.

Representative Don Myers moved to recommend for adoption, **HB 2182** as amended. Seconded by Representative Rob Olson.

The discussion on **HB 2182** would continue tomorrow

It was noted the committee would revisit **HB 2014, HB 2225, HB 2013** and a stand alone Science based bill.

The next meeting is scheduled for February 12, 2009.

The meeting was adjourned at 10:50 a.m.