

MINUTES OF THE HOUSE ENERGY AND UTILITIES COMMITTEE

The meeting was called to order by Chairman Carl Holmes at 9:15 A.M. on February 19, 2008 in Room 783 of the Docking State Office Building.

All members were present except:

Vaughn Flora-excused  
Annie Kuether-excused  
Bill Light-excused  
Peggy Mast-excused  
Judy Morrison-excused  
Josh Svaty-excused

Committee staff present:

Mary Galligan, Kansas Legislative Research  
Carol Toland, Kansas Legislative Research  
Mary Torrence, Revisor's Office  
Melissa Doeblin, Revisor's Office  
Rena Hansen, Committee Administrative Assistant

Conferees appearing before the committee:

Larry Holloway, Kansas Corporation Commission  
Colin Hansen, Kansas Municipalities  
Ron Seber, National Cooperative Refinery Association  
Mark Schreiber, Westar Energy  
Paul Snider, KCP&L  
Dave Springe, CURB

Others attending:

Twenty including the attached list.

Hearing on:

**HB 2806- Statewide uniform electricity rates.**

Proponents:

There were no proponents.

Opponents:

Larry Holloway, KCC, (Attachment 1), offered testimony in opposition to **HB 2806** noting the complexity of even trying to figure out the formula for deploying this same rate across the state.

Colin Hansen, Kansas Municipalities, (Attachment 2), offered testimony in opposition to **HB 2806**. He noted that increased regulation would be a massive increase of the KCC over the KMU membership.

Mark Schreiber, Westar, (Attachment 3), offered opposing testimony to **HB 2806**.

Paul Snider, KCP&L, (Attachment 4), gave opposing testimony to **HB 2806** stating that this legislation is bad policy.

Dave Springe, CURB, (Attachment 5), offered written testimony in opposition to **HB 2806** noting that rates are a function of timing, and situation.

Written Opponents:

Ron Seber, National Cooperative Refinery Association, (Attachment 6), offered written testimony in opposition to **HB 2806**.

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Earnie Kutzley, AARP, (Attachment 7), offered testimony in opposition of **HB 2806**.

Questions were asked and comments made by Representatives: Tom Moxley, Carl Holmes, Forrest Knox, Rob Olson, Tom Sloan, Carl Holmes, and Tom Hawk.

Discussion on:

**HB 2892- Rules and regulations for underground crude oil storage.**

Representative Rob Olson moved to put HB 2892 on the consent calendar and pass it out favorably, seconded by Representative Richard Proehl.

Discussion ensued with Representatives: Tom Sloan, and Carl Holmes.

Motion passed.

If **HB 2892** is pulled off the consent calendar Representative Richard Proehl will carry it on the floor.

Discussion on:

**HB 2698-Consumer Telephone calls; time limitations.**

Representative Rob Olson moved to put HB 2698 on the consent calendar and pass it out favorably, seconded by Representative Terry McLachlan.

Discussion ensued with Representatives: Tom Sloan, and Carl Holmes.

The motion and second were withdrawn.

Discussion continued with Representatives: Carl Holmes, Tom Sloan, and Cindy Neighbor.

Cindy Neighbor moved to change HB 2698 page 2, line 16, from 8 p.m. to "9 p.m. central time zone", seconded by Terry McLachlan.

Discussion ensued on the motion with Representatives: Tom Sloan, Carl Holmes, Vern Swanson, Terry McLachlan, and Forrest Knox.

Motion to amend fails.

Representative Tom Sloan moved to add central time at line 16 page 2 after 8 p.m. on HB 2698, seconded by Representative Cindy Neighbor. Motion passed.

Discussion continued with Representative Tom Sloan, Revisor Mary Torrence and Chairman Carl Holmes.

Representative Tom Sloan moved to add a new subsection to HB 2698 using the appropriate words and appropriately placing keeping robo calls from 8:00 a.m. to 8:00 p.m., seconded by Representative Cindy Neighbor.

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Discussion continued between: Tom Hawk, Mary Torrence, and Tom Sloan.

Motion to amend carried.

Representative Cindy Neighbor moved to pass out **HB 2698** as amended favorable for passage, seconded by Representative Vern Swanson.

Discussion ensued with Representative: Margaret Long.

Motion carried.

Representative Cindy Neighbor will carry **HB 2698** on the floor.

Discussion on:

**HB 2681-Review of regulations and laws with the intent of promoting nuclear industrial development.**

**HB 2681** was pulled off the consent calendar and it was determined that Representative Forrest Knox will carry the bill on the House floor.

The next meeting is scheduled for February 20, 2008.

Meeting adjourned at 10:40 a.m.