

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Scott Emler at 9:30 A.M. on March 21, 2005 in Room 526-S of the Capitol.

Committee members absent: Senator Mike Petersen- excused

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:

Don Low, Kansas Corporation Commission
David Springe, Citizens' Utility Ratepayer Board

Others in attendance: See attached list

Chairman Emler opened the hearing on:

SB 303 - Natural gas service to consumer on gas gathering system, curtailment of service; corporation commission authority.

Proponents:

Don Low, Kansas Corporation Commission, stated the Commission does support this bill as a desirable confirmation and clarification of the KCC's authority with regard to curtailment of service to end use customers on gathering systems. (Attachment 1)

David Springe, Citizens' Utility Ratepayer Board, suggested two revisions to **SB 303** to address the language in section (c). The suggested language revisions are contained on page 2 of his testimony . (Attachment 2)

After considerable discussion, a change was made in the language proposed by CURB in the first sentence to delete "that there is an immediate health and safety concern" and to insert "for emergency purposes." Language was added to the phrase in the last sentence by adding the word "subsequently" so the language would read "as subsequently determined by the Kansas Corporation Commission". Staff agreed to do some housekeeping on the language in the last sentence.

Written testimony was provided by:

Kimberly Gencur, AQUILA. (Attachment 3)
Andy Shaw, Southwest Kansas Irrigation Association (Attachment 4)
Jeff Sanchet, Hugoton, Kansas (private citizen) (Attachment 5)

Chair closed the hearing on **SB 303**.

Moved by Senator Francisco, seconded by Senator Reitz, amend **SB 303** as suggested by CURB and containing the changes to CURB's amendments which were made during discussion as referenced above. Motion carried.

Moved by Senator Reitz, seconded by Senator Apple, **SB 303** be moved out favorably as amended. Motion carried.

Chair opened for action on bills previously heard.

H.B. 2279 - Municipal utility services, liens for unpaid charges, exceptions

Moved by Senator Pyle, seconded by Senator Francisco, pass **HB 2279** out favorably. Motion carried.
"NO"votes recorded for Senator Lee and Senator Reitz.

CONTINUATION SHEET

MINUTES OF THE Senate Utilities Committee at 9:30 A.M. on March 21, 2005 in Room 526-S of the Capitol.

Approval of Minutes

Moved by Senator Apple, seconded by Senator Taddiken, minutes of the meetings of the Senate Utilities Committee held on March 14, 2005 (3:00 p.m.); March 15, 2005, March 16, 2005, and March 17, 2005. Motion carried.

The Chairman announced the chairpersons for Senate Commerce and House Utilities would be conferencing with representatives of Sprint regarding **SB 120** later this afternoon.

Adjournment.

Respectfully submitted,

Ann McMorris, Secretary

Attachments - 5