

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Scott Emler at 9:30 A.M. on March 7, 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:

Larry Holloway, KCC
David Springe, CURB
Steve Johnson, Kansas Gas Service
David Wilson, AARP

Others in attendance: See attached list

Chair continued hearing on

HB 2084 - Energy efficiency and conservation programs for certain residential customers

Opponents:

Larry Holloway of Kansas Corporation Commission, had started his testimony at the March 3, 2005 meeting but due to lack of time, his appearance was continued today. Mr. Holloway explained the amendments in a proposed substitute bill for **HB 2084** from Bruce Snead, Kansas Energy Council and the KCC. He noted this amendment incorporates comments and suggested amendments from testimony by CURB, Kansas Gas Service and Kansas City Power & Light given before the committee. A comparison of **HB 2084**, as amended, and the substitute proposed by Bruce Snead and the KCC was also provided. (Attachment 1)

David Springe, consumer counsel, Citizens' Utility Ratepayer Board, voiced his opposition to the bill because (1) this law is simply unnecessary since the KCC has the authority currently to accomplish everything set forth in the bill; (2) CURB does support the KCC opening a docket to evaluate conservation and efficiency programs; and (3) this bill as written, may have unintended consequence of limiting the availability of programs to consumers, and limiting the utility's ability to seek cost recovery. (Attachment 2)

Steve Johnson, Kansas Gas Service, noted their opposition to the bill but they are not opposed to the concept of energy evaluation and conservation. (Attachment 3)

Neutrals

David Wilson of AARP continues to support the Kansas Cold Weather Rule as an important protection to many older Kansans in our state. (Attachment 4)

Written testimony was provided by Kansas Department of Social and Rehabilitation Services. (Attachment 5)

Chairman closed the hearing on **HB 2084**.

The Chair opened for discussion and possible action on:

HB 2042 - Promotions by local exchange carriers within an exchange or group of exchanges, conditions.

Moved by Senator Taddiken, seconded by Senator Reitz, **HB 2042** be passed out favorably. Motion carried.

CONTINUATION SHEET

MINUTES OF THE Senate Utilities Committee at 9:30 A.M. on March 7, 2005 in Room 526-S of the Capitol.

Approval of Minutes

Moved by Senator Reitz, seconded by Senator Pyle, the minutes of the meetings of the Senate Utilities Committee held on March 2, 2005 and March 3, 2005, be approved. Motion carried.

Adjournment.

Respectfully submitted,

Ann McMorris, Secretary

Attachments - 5