

MINUTES OF THE HOUSE ENERGY AND UTILITIES COMMITTEE

The meeting was called to order by Chairman Carl Holmes at 9:00 a.m. on January 21, 2009, in Room 783 of the Docking State Office Building.

All members were present except:
Gail Finney-excused

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

Conferees appearing before the committee:
Dan Hartman, NW Kansas Regional Energy Collaborative
Kimberly Gencur Svaty, The Wind Coalition
Tom Thompson, Sierra Club
Mark Schrieber, Westar
Joe Spease, Wind So High
Mark Lawlor, Horizon Wind
Dan Nagengast, Kansas Rural Center
Mark Calcara, Sunflower Electric
David Springe, CURB
Nancy Jackson, Climate Energy Project
Larry Holloway, KCC

Others attending:
Forty-Two including the attached list.

Chairman Carl Holmes announced the sub-committees that would take up discussion on various bills that have had hearings in full committee and the assigned chairmen.

Renewable Energy issues: Forrest Knox, chair

Green House Gasses issues: Tom Moxley, chair

Kansas Corporation Commission issues: Vern Swanson, chair

Energy Efficiency issues: Robert Olson, chair

Chairman Holmes noted there would be five member sub-committees, but, all members are invited to sit in and participate with questions they may have. Motions and votes would be up to sub-committee members.

Representative Tom Sloan moved to introduce legislation that would repeal KSA 21.4211, that requires telephone companies to publish in telephone directories directions on how to get off of a party line if another party declares an emergency. Seconded by Representative Annie Kuether. Motion carried.

Hearing on:
HB 2013 - Establishing renewable portfolio standards for public utilities.

Melissa Doeblin explained **HB 2013** to the committee.

Questions were asked and comments made by Representative Annie Kuether.

Proponents:
Dan Hartman, NW Kansas Regional Energy Collaborative, (Attachment 1), gave testimony in support of **HB 2013**.

CONTINUATION SHEET

MINUTES OF THE House Energy And Utilities Committee at 9:00 a.m. on January 21, 2009, in Room DSOB 783 of the Capitol.

Kimberly Gencur Svaty, The Wind Coalition, ([Attachment 2](#)), presented testimony in support of **HB 2013** noting that wind offers a huge economic positive impact to the communities. She noted that the 1000 MW wind in the state has brought \$1 billion dollars of business to the state of Kansas.

Tom Thompson, Sierra Club, ([Attachment 3](#)), presented testimony in support of **HB 2013**, noting that this bill is written properly and is fairly good language. They are asking that this bill not be combined with other bills that might be in support of a coal fired power plant.

Mark Schrieber, Westar, ([Attachment 4](#)), offered testimony in support of **HB 2013** as this puts into statute something to which they have already voluntarily agreed. They asked for an amendment that would allow the use of renewable REC's, until the energy was available to use from within the state.

Joe Spease, CEO, Wind So High, ([Attachment 5](#)), offered testimony in support of **HB 2013**.

Mark Lawlor, Horizon Wind, ([Attachment 6](#)), presented testimony in support of **HB 2013**.

Dan Nagengast, Kansas Rural Center, ([Attachment 7](#)), presented testimony in support of **HB 2013** and asked that utilities to ramp up faster than prescribed in the bill and additionally that some of the wind be community wind.

Mark Calcara, Sunflower Electric, ([Attachment 8](#)), offered testimony in support of **HB 2013** noting they are already at 12.5% . He offered some suggested changes to the bill.

Opponents:

David Springe, CURB, ([Attachment 9](#)), offered testimony in opposition of **HB 2013**. He commented that CURB is in support of wind generated energy but that it should not be mandated because it causes the price of energy to be potentially increased by specifying fuel sources that may not be economically sensible. Additionally, he noted a suggested change to the bill.

Kansas Livestock Association, ([Attachment 10](#)), presented written testimony in opposition to **HB 2013**.

Neutral:

Nancy Jackson, Climate Energy Project, ([Attachment 11](#)), presented testimony in support of **HB 2013** with some additionally recommended options for consideration.

Larry Holloway, KCC, ([Attachment 12](#)), offered testimony regarding **HB 2013** explaining why rated capacity was better than using nameplate capacity. They suggest using Net renewable generation capability meaning the gross generation capability of the renewable energy resource over a four hour period when not limited by ambient condition, equipment, operating or regulatory restrictions less auxiliary power required to operate the resource. This definition is consistent with ratings used in section 12.1.1 of the Southwest Power Pool (SPP) Reliability Criteria and the North America Electric Reliability (NERC).

Questions were asked and comments made by Representatives: Joe Seiwert, Vern Swanson, Don Myers, Tom Moxley, Tom Sloan, Josh Svaty, Carl Holmes, and Vince Wetta.

The hearing was closed on **HB 2013**.

The next meeting is scheduled for January 22, 2009.

The meeting was adjourned at 10:42 a.m.