

SENATE BILL No. 166

By Committee on Utilities

2-6

1 AN ACT concerning electric transmission lines; relating to the state
2 corporation commission; requiring public disclosure of any application
3 submitted for a transmission line siting permit; amending K.S.A. 66-
4 1,178 and repealing the existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 66-1,178 is hereby amended to read as follows: 66-
8 1,178. (a) No electric utility may begin site preparation for or construction
9 of an electric transmission line, or exercise the right of eminent domain to
10 acquire any interest in land in connection with the site preparation for a
11 construction of any such line without first acquiring a siting permit from
12 the commission. Whenever any electric utility desires to obtain such a
13 permit, the utility shall file an application with the commission setting
14 forth therein that the utility proposes to construct an electric transmission
15 line and specifying. *An application for a siting permit shall include:*

16 (1) The proposed location ~~thereof~~ of the electric transmission line;

17 (2) the names and addresses of the landowners of record whose land
18 or interest therein is proposed to be acquired in connection with the
19 construction of or is located within 660 feet of the center line of the
20 easement where the line is proposed to be located; and

21 (3) such other information as may be required by the commission.

22 (b) ***(1)*** Upon *and after* the filing of an application pursuant to
23 subsection (a), the commission shall *disclose and allow public inspection*
24 *of any application including any application filed prior to July 1, 2023.*
25 ***Notwithstanding the provisions of K.S.A. 66-1220a, and amendments***
26 ***thereto, or any rules and regulations adopted by the commission, the***
27 ***commission shall not limit the disclosure of the names and addresses of***
28 ***the landowners of record that are required to be included with an***
29 ***application pursuant to subsection (a)(2).***

30 (2) ***Any protective order issued by the commission prior to July 1,***
31 ***2023, that limited the disclosure of the information required to be***
32 ***specified or included with an application pursuant to subsection (a)(2)***
33 ***shall be null and void only to the extent that such protective order limits***
34 ***the disclosure of the information required to be specified or included***
35 ***with an application pursuant to subsection (a)(2). Except as otherwise***
36 ***provided in this paragraph, the provisions of this paragraph shall not be***

1 *construed to affect any other document, data, contract, proprietary*
2 *information, trade secret or other commercial information subject to a*
3 *protective order issued by the commission pursuant to K.S.A. 66-1220a,*
4 *and amendments thereto, or any rules and regulations adopted by the*
5 *commission.*

6 (c) *The commission shall fix a time for a public hearing on such*
7 *application, which shall be not more than 90 days after the date the*
8 *application was filed, to determine the necessity for and the reasonableness*
9 *of the location of the proposed electric transmission line. The commission*
10 *shall fix the place for the public hearing, which shall be held in one of the*
11 *counties through which the electric transmission line is proposed to*
12 *traverse.*

13 ~~(e)(d)~~ The commission may conduct an evidentiary hearing on an
14 application filed pursuant to this section at such time and place as the
15 commission deems appropriate.

16 ~~(d)(e)~~ The commission shall issue a final order on the application
17 within 120 days after the date the application was filed.

18 Sec. 2. K.S.A. 66-1,178 is hereby repealed.

19 Sec. 3. This act shall take effect and be in force from and after its
20 publication in the statute book.