



State of Kansas Legislative Administrative Services

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Thomas A. Day
Director

May 30, 2019

To All Interested Parties:

During the 2019 session of the Kansas Legislature, Substitute for Senate Bill 69 was passed and signed into law. Substitute for Senate Bill 69 requires the Legislative Coordinating Council (LCC) to authorize a study of retail rates of Kansas electric public utilities. The Legislative Coordinating Council is a seven-member body composed of the Senate President, Senate Majority and Minority Leaders, the House of Representatives Speaker, House Speaker Pro Tem, and House Majority and Minority Leaders.

On May 29, 2019, the Legislative Coordinating Council authorized a study to be performed through a request for proposal (RFP) process. The purpose of this Request for Proposal (RFP) is to provide information that may assist future legislative and regulatory efforts, in Kansas, to craft forward-looking electric policy that leads to regionally competitive electric rates and reliable electric service. The Legislative Coordinating Council shall select one or more independent organizations that have experience with evaluating electric utilities and include input from residential, commercial and industrial customers, electric utilities and other energy stakeholders.

Any organization selected by the LCC to conduct the study is authorized to request data for any electric utility as defined above; the utility has at least 14 days to respond. To ensure nondisclosure of confidential business information, the organization is required to enter into a confidentiality agreement with the utility prior to making a request for information.

The bill also requires the State Corporation Commission (KCC) to assist any organization selected to conduct the study by sharing any subject matter knowledge regarding electric utilities in Kansas or by facilitating the procurement of any necessary information requested by the organization for the study. Such information is subject to the Kansas Open Records Act, the Judicial Review Act, the Kansas Administrative Procedures Act, and any other applicable law or regulations applicable to the KCC.

Disputes regarding the provision of information is decided by the KCC. The KCC also is responsible for establishing reasonable protections for the treatment of confidential information.

The KCC is responsible for paying the costs of the study through assessments upon utilities that are subject to the study.

I am inviting your organization to submit a bid, through this RFP process. The study will consist of two phases. The first phase will address the effectiveness of current Kansas ratemaking practices and options available to the State Corporation Commission and the Kansas Legislature to affect Kansas retail electricity prices to become regionally competitive while providing the best practicable combination of price, quality and service. The first phase must be completed by January 8, 2020.

Phase two will address other consequential issues materially affecting Kansas electric rates. This phase must be completed by July 1, 2020.

Enclosed please find the Request for Proposal packet, which also includes the enrolled copy of Substitute for Senate Bill 69 and the supplemental note describing, in narrative form, the contents and purpose of the bill.

The closing date for submission of bids will be June 21, 2019 at 5:00pm. Questions regarding the request for proposal, or general questions may be directed to:

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Thank you for considering this invitation to assist the Kansas Legislature and the State of Kansas in this study of retail rates of Kansas electric public utilities.



Thomas A. Day, Director
Legislative Administrative Services
On behalf of the Legislative Coordinating Council