

MINUTES OF THE SENATE UTILITIES COMMITTEE.

The meeting was called to order by Chairperson Senator Stan Clark at 9:30 a.m. on February 25, 2003 in Room 231-N of the Capitol.

All members were present except: Senator Tyson, excused

Committee staff present: Raney Gilliland, Legislative Research
Bruce Kinzie, Revisor of Statutes
Ann McMorris, Secretary

Conferees appearing before the committee:

Others attending: See attached list

Chair continued action on
SB 51 - prohibiting the exclusion of excessive employee compensation ("golden parachutes") in public utility rates-

Consideration was turned to the motion on the table -

Moved by Senator Barone, seconded by Senator Clark, to amend SB 51 to exclude telecommunications companies under price cap regulation from the provisions to disclose ranges of salaries on page 2, line 12. Motion failed.

Revisor had provided a markup of **SB 51** as amended by action taken by the committee on February 21, 2003. (Attachment 1)

Moved by Senator Emler, seconded by Senator Lyon, further amend S.B. 51 by deleting lines starting on page 1, line 14 thru page 2, line 10. Motion carried.

The minutes to reflect it is the intent of the committee that KCC should use page 2 lines 19 thru 27 as a laundry list for guidelines for preparing rules and regulations

Moved by Senator Taddington, seconded by Senator Lee, amend SB 51 on page 2, line 30 by changing the language "an increase" to "a change". Motion carried.

Moved by Senator Emler, seconded by Senator Brownlee, SB 51 be passed out favorably as amended. Motion carried.

Chair instructed the Kansas Corporation Commission to use the language we have to define excessive compensation as a model to prepare the rules and regulations.

Chair reopened for action on
SB 80 - Public Utilities, Commission approval for selling, assigning or leasing certain assets.
After the action taken by the Federal Energy Regulatory Commission (FERC) on February 20 which set

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MINUTES OF THE SENATE UTILITIES COMMITTEE at on February 25, 2003 in Room 231-N of the Capitol.

stricter debt terms for US Utilities, KCC was requested to provide a list of companies this action would involve. KCC reported Kansas has KSA 66-125 which applies only to Kansas incorporated utilities and affects only Westar and Empire who are required to come to KCC unless they have the option also of going to another entity which could be FERC, another state or FCC. Depending on the company, they can go to a variety of options to get authority. Decision to take no action.

No further meetings have been scheduled.

Adjournment.

Respectfully submitted,
Ann McMorris, Secretary
Attachments - 1