

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 26, 2009, in Room 783 of the Docking State Office Building.

All members were present except:

Mike Burgess- excused  
Margaret Long-excused  
Rob Olson-excused

Committee staff present:

Mary Galligan, Kansas Legislative Research Department  
Cindy Lash, Kansas Legislative Research Department  
Melissa Doebelin, Office of the Revisor of Statutes  
Sean Ostrow, Office of the Revisor of Statutes

Conferees appearing before the committee:

Ray Hammerlund, KCC  
Phil Wages, KEPCo  
Scott Jones, KCPL  
Tom Sloan, State Representative, 45<sup>th</sup> District  
Scott Jones, KCPL  
Wayne Penrod, Sunflower  
Don Low, KCC  
Mark Schreiber, Westar  
Phil Wages, KepCo  
Rick Brunetta, KDHE  
Tom Gross, KDHE  
Tom Thompson, Sierra Club

Others attending:

Thirty-five including the attached list.

Representative Tom Sloan moved to introduce legislation that would: 1. Amend KSA 12-527 to mirror the process found in KSA 82a-622. 2. Amend KSA 82a-637 requiring that districts accept payment in satisfaction of the federal debt in the course of annexation, or negotiation pursuant thereto. 3. Amend KSA 82a-646 adding additional factors for consideration by the board when determining whether release of land is in the best interest of the landowners in the area. 4. Rural Water District Board membership composition. Seconded by Representative Tom Moxley. Motion carried.

Ray Hammerlund, KCC, spoke to the committee about the "Kansas Energy Report 2009", which can be found by contacting the KCC. Additionally, he had a power point presentation that he handed out in paper format, (Attachment 1). Included in the presentation were various charts and explanations of what the energy program entails and what some of the recommendations are for 2009.

Questions were asked and comments made by Representatives: Tom Moxley, Vince Wetta, Carl Holmes, and Annie Kuether.

Hearing on:

**HB 2033 - Requiring utilities to become members of the climate registry.**

Melissa Doebelin, Kansas Revisor, gave an explanation of **HB 2033** to the committee.

Opponent:

Phil Wages, KEPCo, (Attachment 2), offered testimony in opposition to **HB 2033**.

CONTINUATION SHEET

Minutes of the House Energy And Utilities Committee at 9:00 a.m. on January 26, 2009, in Room 783 of the Docking State Office Building.

Neutral:

Scott Jones, KCPL, (Attachment 3), spoke to the committee about **HB 2033**.

Nancy Jackson, Climate and Energy Project, (Attachment 4) offered testimony in regards to **HB 2033**.

Questions were asked and comments made by Representative Carl Holmes.

The hearing was closed on **HB 2033**.

Hearing on:

**HB 2034 - Requiring utilities to develop means of reducing greenhouse gas emissions.**

Melissa Doebelin, Kansas Revisor, gave an explanation of **HB 2034** to the committee.

Opponent:

Mark Schreiber, Westar, (Attachment 5), offered testimony in opposition to **HB 2034**.

Neutral:

Scott Jones, KCPL (Attachment 6), spoke to the committee about **HB 2034**.

Nancy Jackson, Climate and Energy Project, (Attachment 7), presented written testimony only regarding **HB 2034**.

There were no questions asked.

The hearing was closed on **HB 2034**.

Hearing on:

**HB 2038 - Establishing fossil-fuel electric generation standards and evaluating renewable, distributive generation and transmission technology.**

Melissa Doebelin, Kansas Revisor, gave an explanation of **HB 2038** to the committee.

Proponent:

Tom Sloan, State Representative, 45<sup>th</sup> District (Attachment 8), spoke to the committee in favor of **HB 2038**.

Opponents:

Scott Jones, KCPL, (Attachment 9), offered testimony in opposition of **HB 2038**.

Wayne Penrod, Sunflower, (Attachment 10), presented testimony in opposition to **HB 2038**.

Don Low, KCC, (Attachment 11), offered testimony in opposition to **HB 2038**.

Mark Schreiber, Westar, (Attachment 12), gave testimony in opposition to **HB 2038**.

CONTINUATION SHEET

Minutes of the House Energy And Utilities Committee at 9:00 a.m. on January 26, 2009, in Room 783 of the Docking State Office Building.

Written Opponent:

Phil Wages, KEPCo, (Attachment 13), gave written testimony in opposition to **HB 2038**.

David Springe, CURB, (Attachment 14), offered written testimony in opposition to **HB 2038**.

Neutral:

Tom Gross, KDHE (Attachment 15), offered testimony regarding **HB 2038**.

Tom Thompson, Sierra Club (Attachment 16), offered testimony regarding **HB 2038**.

Nancy Jackson, Climate and Energy Project, (Attachment 17), presented written testimony only regarding **HB 2038**.

Questions were asked and comments made by Representatives: Josh Svaty, Annie Kuether, Forrest Knox, Tom Moxley, Tom Sloan, and Carl Holmes.

The hearing on **HB 2038** was closed.

Representative Annie Kuether moved to introduce a comprehensive energy plan. Seconded by Representative Josh Svaty. Motion carried.

The next meeting is scheduled for January 27, 2009.

The meeting was adjourned at 10:47 a.m.