

SESSION OF 2020

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2585

As Recommended by House Committee on
Energy, Utilities and Telecommunications

Brief*

HB 2585 would exempt from the definition of “public utility” the marketing and sale of electricity purchased through a retail electric supplier in such supplier’s certified service territory for the sole purpose of the provision of electric vehicle charging services to an end user.

The bill would also make a technical change.

Background

The bill was introduced by the House Committee on Energy, Utilities and Telecommunications at the request of Representative Schreiber.

In the House Committee hearing, representatives of ChargePoint, the Citizens’ Utility Ratepayer Board, the Kansas Corporation Commission (KCC), and Triplett, Inc. testified in support of the bill. Proponents generally stated the bill would enable businesses to offer electrical vehicle charging services in a manner that fosters competition in the marketplace and allow prices for electrical vehicle charging services to be determined by the market and not the ratepayer process. Proponents noted a similar exemption exists for the sale of compressed natural gas for end use as motor vehicle fuel. Proponents also stated the bill would give regulatory certainty that those offering electrical vehicle charging services would not be treated as a public utility.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Written-only proponent testimony was provided by Evergy, the Kansas Electric Cooperatives, and the Metropolitan Energy Center.

No neutral or opponent testimony was provided.

According to the fiscal note prepared by the Division of the Budget on the bill, the KCC and the Department of Revenue indicate enactment of the bill would have no effect on agency operations. The League of Kansas Municipalities indicates enactment of the bill would have little or no effect on city finances.