

MINUTES OF THE HOUSE COMMITTEE ON UTILITIES.

The meeting was called to order by Chairman Carl D. Holmes at 9:22 a.m. on February 4, 2005 in Room 231-N of the Capitol.

All members were present except: Representative Vaughn Flora - Excused
Representative Melody Miller - Excused
Representative Jason Watkins - Excused

Committee staff present: Mary Galligan, Legislative Research
Dennis Hodgins, Legislative Research
Mary Torrence, Revisor of Statutes
Jo Cook, Administrative Assistant

Conferees appearing before the committee:

Jim Widener, Kansas Municipal Energy Agency, Overland Park, KS
Mary Galligan, Kansas Legislative Research Department, Topeka, KS
Judy Moler, Kansas Association of Counties, Topeka, KS
Kim Gulley, League of Kansas Municipalities, Topeka, KS

Others attending: See Attached List

HB 2047 - Municipal energy agencies; size of board of directors; application of budgeting and cash-basis law; security interests

Chairman Holmes opened the hearing on **HB 2047**.

Jim Widener, General Manager for the Kansas Municipal Energy Agency, addressed the committee in support of **HB 2047** (Attachment 1). Mr. Widener told the committee that the proposed legislation addresses several outdated issues that have been restrictive as the electrical industry has changed. Mr. Widener included with his testimony letters of support from the South Central Municipal Energy Agency and the Kansas Power Pool, as well as information about the Agency's Mutual Aid Program.

Colin Hansen, Executive Director of the Kansas Municipal Utilities, submitted written testimony in support of **HB 2047** (Attachment 2).

Chairman Holmes closed the hearing on **HB 2047**.

Mary Galligan, Assistant Director for the Kansas Legislative Research Department, provided an update to the committee on the 2004 Wireless Enhanced 911 Act. (Attachment 3). The update included background information, Advisory Board membership, and grant requests.

Judy Moler, General Counsel for the Kansas Association of Counties, shared information about the Association's role in administering the Wireless Enhanced 911 Act (Attachment 4). She included a listing of the local PSAP payments made during 2004.

Kim Gulley, Director of Policy Development & Communications for the League of Kansas Municipalities, outlined the League's responsibilities as one of the Local Collection Point Administrators for the Wireless Enhanced 911 Act (Attachment 5).

Ms. Galligan, Ms. Moler, and Ms. Gulley responded to questions from the committee.

HB 2047 - Municipal energy agencies; size of board of directors; application of budgeting and cash-basis law; security interests

Chairman Holmes opened the debate on **HB 2047**. Representative Sloan moved to amend page 2 line 11 to read 'upon publication in the register.' Representative Jim Morrison seconded the motion. The motion carried. Representative Jim Morrison moved to recommend **HB 2047**, as amended, favorable for passage. Representative Svaty seconded the motion. The motion carried. Representative Hawk will carry the bill.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON UTILITIES, Room 231-N Statehouse, at 9:22 a.m. on February 4, 2005.

HB 2045 - Recovery of costs of construction and upgrading of electric transmission facilities

Chairman Holmes opened the debate on **HB 2045**. Representative Sloan distributed a proposed balloon (Attachment 6) and explained the amendments included. Representative Sloan moved to adopt the balloon. Representative Jim Morrison seconded the motion. The motion carried. Representative Sloan moved to recommend **HB 2045**, as amended, favorable for passage. Representative Svaty seconded the motion. The motion carried. Representative Sloan will carry the bill.

HB 2042 - Promotions by local exchange carriers within an exchange or group of exchanges, conditions

Chairman Holmes opened the debate on **HB 2042**. Representative Sloan moved to amend page 6, line 34 of the bill by adding “unduly anti-competition against facility-based local exchange carriers.” Representative Jim Morrison seconded the motion. The motion failed. Representative Myers moved to recommend **HB 2042** favorable for passage. Representative Jim Morrison seconded the motion. The motion carried. Representative Watkins will carry the bill.

The meeting adjourned at 10:49 a.m.

The next meeting will be Monday, February 7, 2005 at 9:00 a.m.