

MINUTES OF THE SENATE UTILITIES COMMITTEE

The meeting was called to order by Chairman Jay Emler at 9:30 A.M. on March 1, 2007 in Room 526-S of the Capitol.

Committee members absent: Senator Mark Taddiken- excused

Committee staff present: Raney Gilliland, Kansas Legislative Research Department
Mike Corrigan, Revisor of Statutes
Tatiana Lin, Legislative Fellow
Ann McMorris, Committee Secretary

Conferees appearing before the committee: none

Others in attendance: See attached list

The Committee was provided the following information:

1. February 28 memo from League of Kansas Municipalities on **SB 20** (Attachment 1)
2. February 28 memo from WaterOne on **SB 20** (Attachment 2)
3. February 28 memo from Kansas Rural Water Association on **SB 20** (Attachment 3)
4. **HB 2036** Revised Disclosure Form by Kansas Energy Council (Attachment 4)

Chairman Emler turned the meeting to Senator Pat Apple, Chairman of the Subcommittee on **SB 20** to continue discussion on:

SB 20 - Kansas Underground Utility Damage Prevention Act

Leo Haynos, KCC, reviewed the changes, additions and deletions made throughout **SB 20** and explained the reasoning for more definition in various portions of the bill. Discussion was held on minimum tolerance zone, concern about liability from both sides, KCC rules and regulations.

Moved by Senator Francisco, seconded by Senator Emler, establish tolerance zone minimum of 24 inches and allow KCC to set tolerance zone for water and sanitary sewer utilities by rules and regulations. Motion carried.

Moved by Senator Francisco, seconded by Senator Emler, adopt all amendments not previously adopted in z20c4 of **SB 20**. Motion carried.

Moved by Senator Emler, seconded by Senator Reitz, staff be directed to prepare a **Substitute Bill SB 20** to bring back to the Senate Utilities Committee for review. Motion carried.

Closed discussion on **SB 20**.

Chairman Emler turned the meeting to Senator Petersen, chairman of the Subcommittee on **HB 2036** who opened discussion on:

HB 2036 (SB 120) - Thermal efficiency standard for new buildings.

Chairman Petersen reported the Subcommittee on **HB 2036** had met two times and agreement had been reached by all parties involved on changes which were included in the balloon (**ball2036slt**) copy provided to the full committee. (Attachment 5) Chairman Petersen explained all the changes.

Moved by Senator Francisco, seconded by Senator Reitz, to insert in the footnote ** of the Kansas Energy Efficiency Disclosure form in **HB 2036** the words "in 2006" after the word 'available'. Motion carried.

Moved by Senator Peterson, seconded by Senator Reitz, correction of a typographical error in **HB 2036** on the Kansas Energy Efficiency Disclosure in Part 1, Water Heater Electric to change 0.59 to 0.97. Motion carried.

CONTINUATION SHEET

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Moved by Senator Pine, seconded by Senator Petersen, adopt the amendments made on **ball2036slt**. Motion carried.

Moved by Senator Lee, seconded by Senator Reitz, move **HB 2036** out favorably as amended. Motion carried.

Adjournment.

Respectfully submitted,

Ann McMorris, Secretary

Attachments - 5