

SENATE BILL No. 78

By Committee on Utilities

1-23

1 AN ACT concerning electric utilities; relating to the state corporation
2 commission; requiring the commission to evaluate the regional rate
3 competitiveness of an electric utility's rates in rate proceedings;
4 amending K.S.A. 66-101b and repealing the existing section.

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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 66-101b is hereby amended to read as follows: 66-
8 101b. (a) Every electric public utility governed by this act shall be
9 required to furnish reasonably efficient and sufficient service and facilities
10 for the use of any and all products or services rendered, furnished,
11 supplied or produced by such electric public utility, to establish just and
12 reasonable rates, charges and exactions and to make just and reasonable
13 rules, classifications and regulations. Every unjust or unreasonably
14 discriminatory or unduly preferential rule, regulation, classification, rate,
15 charge or exaction is prohibited and is unlawful and void. The commission
16 shall have the power, after notice and hearing in accordance with the
17 provisions of the Kansas administrative procedure act, to require all
18 electric public utilities governed by this act to establish and maintain just
19 and reasonable rates when the same are reasonably necessary in order to
20 maintain reasonably sufficient and efficient service from such electric
21 public utilities.

22 (b) *In any general rate proceeding conducted pursuant to K.S.A. 66-
23 117, and amendments thereto, or any investigation of rates initiated
24 pursuant to K.S.A. 66-101d or 66-101e, and amendments thereto, as part
25 of the commission's determination of whether the rates of any electric
26 public utility are just and reasonable, the commission shall evaluate and
27 issue written findings upon the:*

- 28 (1) *Regional rate competitiveness of the electric public utility's rates;*
29 (2) *impact of the utility's rates on customers and the ability of*
30 *customers to pay such rates in comparison to other similarly situated*
31 *customer classes within the region; and*
32 (3) *impact of the utility's rates upon the state's economic development*
33 *efforts.*

34 Sec. 2. K.S.A. 66-101b is hereby repealed.

35 Sec. 3. This act shall take effect and be in force from and after its
36 publication in the statute book.