

As Amended by House Committee

Session of 2004

HOUSE BILL No. 2772

By Committee on Utilities

2-9

10 AN ACT concerning public utilities; relating to the definition thereof.

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

13 Section 1. The term "public utility" within the meaning of K.S.A. 66-
14 104, and amendments thereto, shall not include any person or entity in
15 the business of being a landlord who is supplied water by a city or water
16 district and who furnishes such water to its tenants pursuant to subsection
17 (a)(5) of K.S.A. 58-2553 or subsection (a)(6) of K.S.A. 58-25,111, and
18 amendments thereto, with ~~or without~~ the use of a separate meter to mea-
19 sure the water furnished to the tenant, so long as the landlord charges
20 the tenant at the same rate charged by the city or water district to the
21 landlord, plus the actual cost of the billing and collection of such charge.
22 The furnishing of water by a landlord to a tenant in accordance with this
23 section shall not be construed as a sale for resale which may be subject
24 to the jurisdiction of the state corporation commission.

25 Sec. 2. This act shall take effect and be in force from and after its
26 publication in the statute book.