

As Amended by House Committee

Session of 2006

HOUSE BILL No. 2657

By Committee on Utilities

1-19

10 AN ACT concerning certain public utilities; relating to energy efficiency
11 and conservation programs ~~for certain customers, providing for and~~
12 recovery of certain amounts therefor.
13

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

15 Section 1. (a) For energy efficiency and conservation programs re-
16 ceiving prior approval of the commission, the state corporation commis-
17 sion shall authorize any electric public utility or natural gas public utility
18 to recover the utility's authorized rate of return on investments ~~by such~~
19 ~~utility in energy efficiency and conservation programs for residential cus-~~
20 ~~tomers who have an energy audit and are current in the payment of their~~
21 ~~utility bills or payments under their utility bill payment plan.~~

22 ~~—(b)— For energy efficiency and conservation programs receiving prior~~
23 ~~approval of the commission, the commission shall authorize any electric~~
24 ~~public utility or natural gas public utility to recover the utility's authorized~~
25 ~~rate of return on investments by such utility in programs to reduce un-~~
26 ~~collectible bills of residential customers of the utility through prepaid~~
27 ~~energy cards or similar programs that place responsibility for wise use of~~
28 ~~energy on customers at high risk of having uncollectible bills. Before the~~
29 ~~commission authorizes the recovery, the utility shall be required to submit~~
30 ~~to and obtain approval by the commission of the utility's policies for iden-~~
31 ~~tifying such high-risk customers. Such policies shall take into account the~~
32 ~~customer's previous failures to meet terms of payment plan agreements,~~
33 ~~landlord preferences and such other factors as agreed to by the utility~~
34 ~~and the commission.~~

35 ~~—(c)— The state corporation commission shall authorize any electric pub-~~
36 ~~lic utility or natural gas public utility to recover the utility's authorized~~
37 ~~rate of return on any investments by such utility in energy efficiency and~~
38 ~~conservation programs for commercial customers who have an energy~~
39 ~~audit and are current in payment of their utility bills, and on applicable~~
40 **incentives, pursuant to subsection (e) of K.S.A. 66-117, and amend-**
41 **ments thereto, by such utility in energy efficiency and conservation**
42 **programs for customers.**

43 (b) In evaluating and approving proposed energy efficiency

- 1 and conservation programs, the commission shall consider:
- 2 (1) The proposed time period for the program and how that
- 3 period addresses initiation, promotion, implementation and eval-
- 4 uation of program effectiveness;
- 5 (2) the cost-effectiveness and the reliability of technologies
- 6 employed;
- 7 (3) the percentage of proposed program expenditures devoted
- 8 to residential programs which directly address energy efficiency
- 9 and conservation for residential rental property and low-income
- 10 persons;
- 11 (4) the mechanism or process for an independent audit of the
- 12 utility's programs, investments, expenditures and energy savings;
- 13 and
- 14 (5) any other factors or criteria which the commission deems
- 15 relevant.
- 16 (c) The commission may propose an electric or natural gas pub-
- 17 lic utility make investments and expenditures in energy efficiency
- 18 and conservation programs.
- 19 (d) The commission may establish a list of programs, and may
- 20 from time to time change such list, which may be offered as energy
- 21 efficiency and conservation programs by any electric or natural
- 22 gas public utility.
- 23 (e) The commission may contract with any qualified entity to
- 24 review public utility and commission proposed energy efficiency
- 25 and conservation programs.
- 26 (f) Nothing in this section shall preclude the commission and a
- 27 public utility from entering into energy efficiency and conserva-
- 28 tion agreements not undertaken pursuant to this section or pre-
- 29 clude the commission from exercising its authority pursuant to
- 30 subsection (e) of K.S.A. 66-117, and amendments thereto.
- 31 Sec. 2. This act shall take effect and be in force from and after its
- 32 publication in the statute book.