

STATE OF KANSAS
STATE CORPORATION COMMISSION

Notice of Public Hearing on Proposed Administrative Regulations

November 17, 2016

The State Corporation Commission will conduct a public hearing at 10:00 a.m. on Thursday, January 19, 2017, in the First Floor Hearing Room at the office of the State Corporation Commission, 1500 SW Arrowhead Road, Topeka, Kansas, to consider the adoption of proposed rules and regulations of the State Corporation Commission of the State of Kansas on a permanent basis.

This notice exceeds the 60-day notice requirement of the pending public hearing and shall constitute the beginning of the public comment period for the purpose of receiving written public comments on the proposed rules and regulations. Copies of the regulations and associated economic impact statement may be obtained by contacting the Kansas Corporation Commission, Amber Smith, 1500 SW Arrowhead Road, Topeka, Kansas 66604 or (785) 271-3301, a.smith@kcc.ks.gov or by accessing the Commission's website at <http://www.kcc.ks.gov>. All interested parties may submit written comments prior to the hearing one of the following ways:

1. Click the "Your Opinion Matters" link on the home page of the KCC website. You will see a list of current matters open for public comment. Find the matter on which you wish to comment and select the "Submit a public comment" link underneath the description.
2. Send a written letter to the Kansas Corporation Commission, Office of Public Affairs and Consumer Protection, 1500 SW Arrowhead Road, Topeka, Kansas 66604-4027. Be sure to reference Docket No. 16-GIME-258-GIE.
3. Call the Commission's Public Affairs office at 1-800-662-0027 or (785) 271-3140.

When submitting your comment, please be mindful that all information submitted will be accessible on the KCC website for public viewing.

(Note: Public comment periods for proposed rules and regulations end at the conclusion of the public hearing. Public comments are made part of the record, considered by the Commission, while the proposal is pending and maintained for a minimum of three (3) years after the date of adoption.)

All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. To provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five (5) minutes.

Any individuals needing accommodations to participate in the public hearing should contact Gerrie Lippert at (785) 271-3289 or the Kansas Relay Center at 1-800-766-3777, at least five (5) working days before the hearing. Accommodations include providing the proposed regulations and economic impact statement in accessible formats. The main entrance located on the southwest side of the building is handicapped accessible. Accessible parking is located in the southwest side of the State Corporation Commission parking lot.

The proposed regulations as described below are necessary to update the existing Article 16 – Electric Utility Renewable Energy Standards to comport with recent changes to the Renewable Energy Standards Act.

The proposed regulations were drafted in consultation with interested stakeholders for the administration of the Renewable Energy Standards Act. Because there is no economic impact directly attributable to these proposed regulations, there is no less costly alternative to address this issue.

The implementation of these regulations does not create any direct environmental benefit on the industry, agency, other governmental agencies, or the general public.

Summaries of the proposed regulations and the economic impact for each are as follows:

K.A.R. 82-16-1

The existing regulation defines the terms used in Article 16 – Electric Utility Renewable Energy Standards. The proposed amendments to this regulation include updates to definitions and citations to comport with amendments to Kansas’ Renewable Energy Standards Act.

The Commission does not anticipate an economic impact resulting from the adoption of the proposed edits to this existing regulation.

K.A.R. 82-16-2

This existing regulation establishes the information to be reported to the Kansas Corporation Commission. The proposed amendments to this regulation include modification of the information to be reported following amendments to Kansas’ Renewable Energy Standards Act.

The Commission does not anticipate an economic impact resulting from the adoption of the proposed edits to this existing regulation.

K.A.R. 82-16-3

This existing regulation sets out penalties against utilities for noncompliance. The proposed amendments to this regulation revoke this regulation as penalties for noncompliance are no longer contemplated following amendments to Kansas’ Renewable Energy Standards Act.

The Commission does not anticipate an economic impact resulting from the adoption of the proposed edits to this existing regulation.

K.A.R. 82-16-4

The existing regulation provides for the calculation of the retail revenue requirement attributable to attainment of the renewable energy goal. The proposed amendments to this regulation include updates to the calculation following amendments to Kansas' Renewable Energy Standards Act .

The Commission does not anticipate an economic impact resulting from the adoption of the proposed edits to this existing regulation.

K.A.R. 82-16-5

The existing regulation sets out the instructions for a utility to obtain certification from the Commission relevant to renewable energy resources. The proposed amendments to this regulation revokes the regulation as such certification is no longer required following amendments to Kansas' Renewable Energy Standards Act.

The Commission does not anticipate an economic impact resulting from the adoption of the proposed edits to this existing regulation.

K.A.R. 82-16-6

The existing regulation describes the renewable energy credit program. The proposed amendments to this regulation include removal of provisions relevant to a mandatory standard following amendments to Kansas' Renewable Energy Standards Act.

The Commission does not anticipate an economic impact resulting from the adoption of the proposed edits to this existing regulation.

Respectfully,

Amy Green
Secretary to the Commission