

Kansas Corporation Commission
Commission Meeting
July 1, 2014
10:00 a.m. 1st floor hearing room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

MINUTES

1. **The Commission convened the regular scheduled open meeting of the Commission at 10:06 a.m. on July 1, 2014 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.**
2. Present: Chair Albrecht, Commissioner Emler, and Commissioner Apple.
3. The following were considered by the Commission:
 - a. **Consent Agenda:** Commissioner Emler moved for approval of the Consent Agenda: All other listed matters as presented for July 1, 2014 on the 6 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Commissioner Albrecht concurred.
 - b. **Noticed: Docket No. 11-CONS-259-CHOR: *In the Matter of the Application of D & Z Exploration, Inc. for an Order Permitting the Drilling of a Well to be Drilled Horizontally in the Bartlesville Sand Formation, pursuant to K.A.R. 82-3-103a, upon certain lands in Johnson County, Kansas. (Sugar Ridge Farms #L-1)***

Commissioner Emler moved for approval of order #14-2325 - *Order Denying D & Z Exploration, Inc.'s Petition for Reconsideration and Directing Prehearing Officer to Schedule Prehearing Conference.* Commissioner Apple seconded the motion. Commissioner Albrecht concurred.

4. **Discussion/Presentation Item(s):**
 - a. **Update on Proposed Emergency Management Rules & Regulations**
See attachment.

Presenter - Staff: LEO HAYNOS
Litigation: AMBER SMITH
 - b. **Update on Proposed Pipeline Safety Rules & Regulations**
See attachment.

Presenter - Staff: LEO HAYNOS
Litigation: AMBER SMITH

Commissioner Emler moved to table the Discussion/Presentation Items until the next Commission Meeting on Thursday, July 3. Commissioner Apple seconded the motion. Commissioner Albrecht concurred.

There being no further matters before the Commission, the Commission adjourned at 10:10 a.m.

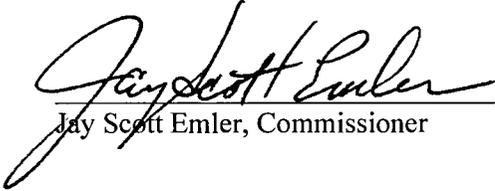
Respectfully submitted,



Thomas A. Day
Acting Secretary of the Commission



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, July 1, 2014

NOTICE TO THE PUBLIC: There will be no separate discussion of Consent Agenda items as they are considered to be routine by the Kansas Corporation Commission. Unless removed from the website's Consent Agenda, the orders appearing on the Consent Agenda will become the Order of the full Commission at the Commission's regularly scheduled Commission Meeting. If Commission staff or a Commissioner requests an item be removed from the Consent Agenda, the affected item may be considered separately or placed on the earliest possible Commission Meeting agenda for discussion.

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
1	In the Matter of the Audit of Southwestern Bell Telephone Company by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 2012 Supp. 66-2010(b) for KUSF Operating Year 16, Fiscal Year March 2012- February 2013. Order on KUSF Audit Report and Recommendations	14-SWBT-055-KSF	
2	In the Matter of the Application of Pioneer Electric Cooperative, Inc. for Approval of Its Local Access Delivery Charge Tariff. Order Granting Application With Commission Staff's Revisions	14-PNRE-250-TAR	
3	In the Matter of Kaw Pipe Line Company Filing for Approval of Tariff Revisions Implementing Increased Rates Based on the FERC Indexing Methodology. Order Approving Tariff Revisions	14-KAWP-547-TAR	
4	In the Matter of Mid-America Pipeline Company, LLC Filing for Approval of K.C.C. Tariff 18.1.0 Canceling K.C.C. Tariff No. 18.0.0 Implementing Increased Rates Based on the FERC Indexing Methodology. Order Approving Tariff Revisions	14-MDAP-549-TAR	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of Jayhawk Pipeline, L.L.C. Filing for Approval of Tariff Revisions Implementing Increased Rates Based on the FERC Indexing Methodology. <i>Order Approving Tariff Revisions</i>	14-JYHP-550-TAR	
6	In the Matter of Mid-America Pipeline Company, LLC Company Filing for Approval of K.C.C. Tariff 19.2.0, Canceling K.C.C. Tariff 19.1.0 and Applying an Annual Inflation Adjustment to Item 310 Incentive Rates. <i>Order Approving Tariff Revisions</i>	14-MDAP-551-TAR	
7	In the Matter of Plains Pipeline, L.P. Filing Tariff Revisions for Commission Approval Pursuant to K.A.R. 82-10-2, of Tariffs K.C.C. No. 4.5.0 and K.C.C. No. 5.8.0. <i>Order Approving Tariff Revisions</i>	14-PPLP-552-TAR	
8	In the Matter of NuStar Pipeline Operating Partnership, L.P. Filing Tariff Revisions for Commission Approval of Tariff K.C.C. No. 14 and Canceling K.C.C. No. 13. <i>Order Approving Tariff Revisions</i>	14-KNBP-553-TAR	
9	In the Matter of ONEOK North System, L.L.C. Filing K.C.C. No. 4.4, Implementing an Overall Rate Increase Utilizing the FERC Indexing Methodology. <i>Order Approving Tariff Revisions</i>	14-ONSP-554-TAR	
10	In the Matter of Magellan Pipeline Company, L.P., Filing Tariff Revisions to Replace Tariff K.C.C. No.29 with Tariff K.C.C. No. 30, Implementing Increased Rates Based on the FERC Indexing Methodology. <i>Order Approving Tariff Revisions</i>	14-MGPP-555-TAR	
11	In the Matter of the Application of Kansas Gas Service, a Division of ONE GAS, Inc., To Replace the Equal Payment Plan Tariff With an Average Payment Plan Tariff. <i>Order on Application</i>	14-KGSG-476-TAR	
12	In the Matter of the Emergency Suspension of Operating Authority of Evans Concrete Construction, Inc. of Frontenac, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Order Reinstating Motor Carrier Operating Authority</i>	14-TRAM-539-OOS	
13	In the Matter of the Emergency Suspension of Operating Authority of Mohammad Barforoush of Shawnee, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	14-TRAM-590-OOS	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the Matter of the Emergency Suspension of Operating Authority of Midwest Trucking, LLC of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	14-TRAM-591-OOS	
15	In the Matter of the Emergency Suspension of Operating Authority of Benjamin Torres Torres, d/b/a Esquipulas Towing of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	14-TRAM-592-OOS	
16	In the matter of the failure of B-C Steel, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Ankrom #1, Ankrom #5, Ankrom #6, Ankrom #7 and Ankrom #8 wells in Cowley County, Kansas. <i>Order Rescheduling Hearing</i>	14-CONS-234-CPEN	
17	In the matter of the failure of Allam Production, Inc. ("Operator") to comply with K.A.R. 82-3-117 at the B McElwain #1A well in Reno County, Kansas. <i>Penalty Order - Allam Production, Inc.</i>	14-CONS-935-CPEN	
18	In the matter of the failure of Bird Dog Oil, LLC ("Operator") to comply with K.A.R. 82-3-117 at the Lakin-Engelhardt #1-13 well in Barton County, Kansas. <i>Penalty Order - Bird Dog Oil, LLC</i>	14-CONS-936-CPEN	
19	In the matter of the failure of Carrie Exploration & Development, a General Partnership ("Operator") to comply with K.A.R. 82-3-117 at the Cemetary #C-2 well in Rice County, Kansas. <i>Penalty Order - Carrie Exploration & Development</i>	14-CONS-937-CPEN	
20	In the matter of the failure of Rodger D. Wells dba Pioneer Resources ("Operator") to comply with K.A.R. 82-3-117 at the Amrein #4 well in Ellis County, Kansas. <i>Penalty Order - Rodger D. Wells dba Pioneer Resources</i>	14-CONS-938-CPEN	
21	In the matter of the failure of Argent Energy (US) Holdings, Inc. ("Operator") to comply with K.A.R. 82-3-602 at the R.P. DeVine #23-32A well in Ellis County, Kansas. <i>Penalty Order - Argent Energy (US) Holdings, Inc.</i>	14-CONS-939-CPEN	
22	In the matter of the failure of Carl E. Gungoll Exploration, LLC ("Operator") to comply with K.A.R. 82-3-602 at the Behan 'B' #1 well in Seward County, Kansas. <i>Penalty Order - Carl E. Gungoll Exploration, LLC</i>	14-CONS-940-CPEN	

Consent Agenda

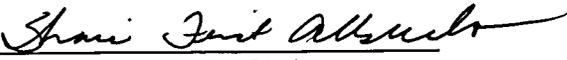
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
23	In the matter of the failure of Culbreath Oil & Gas Company, Inc. ("Operator") to comply with K.A.R. 82-3-602 at the Ostmeyer #1-20 well in Thomas County, Kansas Penalty Order - Culbreath Oil & Gas Company, Inc.	14-CONS-941-CPEN	
24	In the matter of the failure of Intrepid Resources LLC ("Operator") to comply with K.A.R. 82-3-602 at the Pierce #Pierce IR 20 and Pierce #Pierce IR 21 wells in Montgomery County, Kansas. Penalty Order - Intrepid Resources LLC	14-CONS-942-CPEN	
25	In the matter of the failure of Palomino Petroleum, Inc. ("Operator") to comply with K.A.R. 82-3-602 at the Cutshaw-Lee #1 well in Sherman County, Kansas. Penalty Order - Palomino Petroleum, Inc.	14-CONS-943-CPEN	
26	In the matter of the failure of Phillips Exploration Company L.C. ("Operator") to comply with K.A.R. 82-3-602 at the Herman Trust #4-34 well in Graham County, Kansas. Penalty Order - Phillips Exploration Company L.C.	14-CONS-944-CPEN	
27	In the matter of the failure of SandRidge Exploration and Production LLC ("Operator") to comply with K.A.R. 82-3-602 at the Ariana 3419 #1-7H well in Comanche County, Kansas. Penalty Order - SandRidge Exploration and Production LLC	14-CONS-945-CPEN	
28	In the matter of the failure of Argent Energy (US) Holdings, Inc. ("Operator") to comply with K.A.R. 82-3-608 at the R.P. DeVine #23-32A well in Ellis County, Kansas. Penalty Order - Argent Energy (US) Holdings, Inc.	14-CONS-946-CPEN	
29	In the matter of the failure of Carl E. Gungoll Exploration, LLC ("Operator") to comply with K.A.R. 82-3-608 at the Behan 'B' #1 well in Seward County, Kansas. Penalty Order - Carl E. Gungoll Exploration, LLC	14-CONS-947-CPEN	
30	In the matter of the failure of Intrepid Resources LLC ("Operator") to comply with K.A.R. 82-3-608 at the Pierce #Pierce IR 20 and Pierce #Pierce IR 21 wells in Montgomery County, Kansas. Penalty Order - Intrepid Resources LLC	14-CONS-948-CPEN	
31	In the matter of the failure of McElvain Energy, Inc. ("Operator") to comply with K.A.R. 82-3-608 at the Stalnaker #9 #1H well in Trego County, Kansas. Penalty Order McElvain Energy, Inc.	14-CONS-949-CPEN	
32	In the matter of the failure of Palomino Petroleum, Inc. ("Operator") to comply with K.A.R. 82-3-608 at the Slover 'J' #2 well in Ness County, Kansas. Penalty Order - Palomino Petroleum, Inc.	14-CONS-950-CPEN	

Consent Agenda

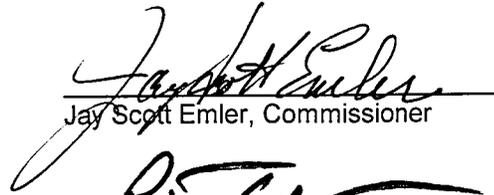
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
33	In the matter of the failure of The GHK Company, LLC ("Operator") to comply with K.A.R. 82-3-602 at the Windholz #1-24H well in Trego County, Kansas. <i>Penalty Order - The GHK Company, LLC</i>	14-CONS-952-CPEN	
34	In the matter of the failure of Murfin Drilling Co., Inc. ("Operator") to comply with K.A.R. 82-3-603 at the Keller #11A well in Trego County, Kansas. <i>Penalty Order - Murfin Drilling Co., Inc.</i>	14-CONS-953-CPEN	
35	In the Matter of the Application of Hawkins Oil, LLC, to authorize the injection of salt water into the Arbuckle Formation at the Scully A Lease, Well No. 3, located in the N/2 N/2 SE SW of Section 21, Township 27 South, Range 4 East, Butler County, Kansas. <i>Order Designating Prehearing Officer and Setting Prehearing Conference</i>	14-CONS-927-CUIC	

The above-captioned matter(s) were approved by the Commission, unless noted as removed.

For the Commission :



Shari Feist Albrecht, Chair

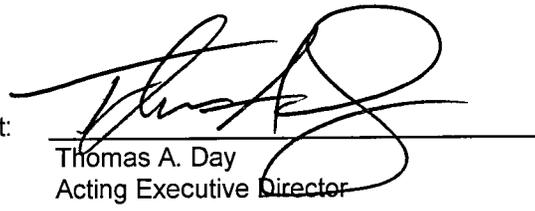


Jay Scott Emler, Commissioner



Pat Apple, Commissioner

Attest:



Thomas A. Day
Acting Executive Director