

**Kansas Corporation Commission**  
**Commission Meeting**  
**December 4, 2014**  
10:00 a.m. 1<sup>st</sup> floor hearing room  
KCC Offices, 1500 Arrowhead, Topeka, Kansas

**MINUTES**

The Commission convened the regular scheduled open meeting of the Commission at 10:00 a.m. on December 4, 2014 in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

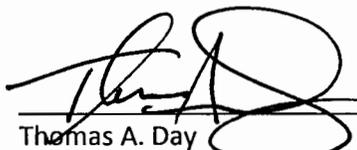
Present: Chair Albrecht, Commissioner Emler and Commissioner Apple.

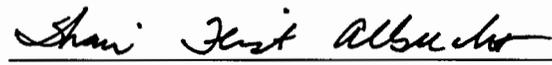
The following were considered by the Commission:

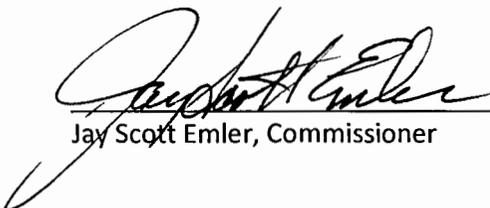
1. **Consent Agenda:** Commissioner Emler moved for approval of the Consent Agenda: All other listed matters as presented for December 4, 2014 on the 5 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Commissioner Albrecht concurred. Motion was approved.
2. **Discussion/Presentation Item(s):**
  - A. **Proposed Pipeline Safety Regulations**  
Presenter - Litigation: Amber Smith  
Staff: Leo Haynos  
  
Commissioner Albrecht moved for approval of the Pipeline Safety Regulations. Commissioner Emler seconded the motion. Commissioner Apple concurred. Motion was approved.
3. **Other matters:**
  - A. Chair Albrecht motioned to move the Commission into Executive Session for Personnel matters of non-elected personnel, pursuant to KSA 75-4319(b)(1), to protect the privacy of the individuals involved, for a period of 30 minutes. Also called into the Executive Session was Danelle Harsin; Human Resource Director. Commissioner Emler seconded. Commissioner Apple concurred.  
  
The Commission moved into Executive Session at 10:10 a.m. and reconvened in public session at 10:40 a.m.
  - B. The Commission took no action following this Executive Session.

**There being no further matters before the Commission, the Commission adjourned at 10:42 a.m.**

Respectfully submitted,

  
\_\_\_\_\_  
Thomas A. Day  
Acting Secretary of the Commission

  
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Shari Feist Albrecht, Chair

  
\_\_\_\_\_  
Jay Scott Emler, Commissioner

  
\_\_\_\_\_  
Pat Apple, Commissioner

KANSAS CORPORATION COMMISSION

CERTIFICATE OF ADOPTION

I hereby certify that the Kansas Corporation Commission, by unanimous roll call vote, adopted the following regulations as permanent regulations on the 4<sup>th</sup> day of DECEMBER, 2014.

**K.A.R. 82-11-1; 82-11-4; and 82-11-11**

Each regulation listed above is hereby filed for adoption, and the Economic Impact Statements for each is enclosed.

Roll Call Vote:

<u>Person</u>	<u>KCC Position</u>	<u>Vote</u>
Shari Feist Albrecht	Chair	<u>YES</u>
Jay Scott Emler	Commissioner	<u>YES</u>
Pat Apple	Commissioner	<u>YES</u>

  
\_\_\_\_\_  
Thomas A. Day  
Acting Executive Director

DECEMBER 4, 2014  
Date



# ITEMS OF Consent Agenda

Approval Date: Thursday, December 4, 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 Application of Southern Pioneer Electric Company for Approval to Make Certain Changes in Its Charges for Electric Services. <i>Order Granting Intervention to Kansas Power Pool</i>	15-SPEE-161-RTS	
2	In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company for Approval of a Revision to Their Project Deserve Program <i>Protective Order and Discovery Order</i>	15-WSEE-182-MIS	
3	In the Matter of the Audit of HH Ventures, LLC d/b/a Ready Mobile PCS 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. <i>Order Accepting and Adopting GVNW Consulting, Inc.'s Final Compliance Report and Closing Docket</i>	14-HHVZ-067-KSF	

**ATTACHMENT A**

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 32-30S-39W (SE/4), Section 33-30S-39W (SW/4) in Stanton County, Kansas, Section 5-31S-39W (NW/4), Section 6-31S-39W (NE/4) in Morton County, Kansas (ATU 356) <b>Order Granting Application</b>	15-CONS-247-CUNI	
5	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 36-29S-40W (SE/4), Section 31-29S-39W (SW/4), Section 1-30S-40W (NE/4), Section 6-30S-39W (NW/4) in Stanton County, Kansas (ATU 126) <b>Order Granting Application</b>	15-CONS-249-CUNI	
6	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of A Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 4-30S-39W (SE/4), Section 3-30S-39W (SW/4), Section 10-30S-39W (NW/4), Section 9-30S-39W (NE/4) IN Stanton County, Kansas (ATU 122) <b>Order Granting Application</b>	15-CONS-264-CUNI	
7	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 2-28S-39W (SE/4), Section 1-28S-39W (SW/4), Section 12-28S-39W (NW/4), Section 11-28S-39W (NE/4) in Stanton County, Kansas (ATU 162) <b>Order Granting Application</b>	15-CONS-265-CUNI	
8	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 7-30S-39W (SE/4), Section 8-30S-39W (SW/4), Section 17-30S-39W (NW/4), Section 18-30S-39W (NE/4) in Stanton County, Kansas (ATU 366) <b>Order Granting Application</b>	15-CONS-266-CUNI	
9	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of A Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 7-29S-39W (SE/4), Section 8-29S-39W (SW/4), Section 17-29S-39W (NW/4), Section 18-29S-39W (NE/4) in Stanton County, Kansas (ATU 455) <b>Order Granting Application</b>	15-CONS-267-CUNI	
10	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 11-29S-39W (SE/4), Section 12-29S-39W (SW/4), Section 14-29S-39W (NE/4), Section 13-29S-39W (NW/4) in Stanton County, Kansas (ATU 138) <b>Order Granting Application</b>	15-CONS-290-CUNI	

**Consent Agenda**

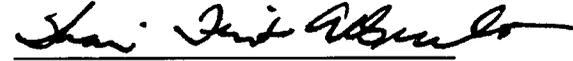
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
11	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 36-28S-40W (SE/4), Section 31-28S-39W (SW/4), Section 6-29S-39W (NW/4), Section 1-29S-40W (NE/4) in Stanton County, Kansas (ATU 230) <b>Order Granting Application</b>	15-CONS-291-CUNI	
12	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 29-27S-39W (SE/4), Section 28-27S-39W (SW/4), Section 33-27S-39W (NW/4), Section 32-27S-39W (NE/4) in Stanton County, Kansas (ATU 257) <b>Order Granting Application</b>	15-CONS-293-CUNI	
13	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 33-31S-40W (SE/4), Section 34-31S-40W (SW/4), Section 3-32S-40W (NW/4), Section 4-32S-40W (NE/4) in Morton County, Kansas (ATU 350) <b>Order Granting Application</b>	15-CONS-294-CUNI	
14	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 33-30S-39W (SE/4), Section 34-30S-39W (SW/4) in Stanton County, Kansas, Section 4-31S-39W (NW/4), Section 5-31S-39W (NE/4) in Morton County, Kansas (ATU 357) <b>Order Granting Application</b>	15-CONS-295-CUNI	
15	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 8-30S-39W (SE/4), Section 9-30S-39W (SW/4), Section 16-30S-39W (NW/4), Section 17-30S-39W (NE/4) in Stanton County, Kansas (ATU 367) <b>Order Granting Application</b>	15-CONS-296-CUNI	
16	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 20-29S-39W (SE/4), Section 21-29S-39W (SW/4), Section 28-29S-39W (NW/4), Section 29-29S-39W (NE/4) in Stanton County, Kansas (ATU 376) <b>Order Granting Application</b>	15-CONS-297-CUNI	
17	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 23-30S-40W (SE/4), Section 24-30S-40W (SW/4), Section 25-30S-40W (NW/4), Section 26-30S-40W (NE/4) in Stanton County, Kansas (ATU 4) <b>Order Granting Application</b>	15-CONS-306-CUNI	

**Consent Agenda**

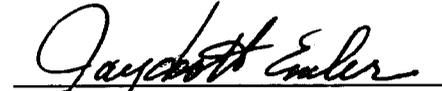
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
18	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 14-26S-38W (SE/4), Section 13-26S-38W (SW/4), Section 24-26S-38W (NW/4), Section 23-26S-38W (NE/4) in Kearny County, Kansas (ATU 295) <b>Order Granting Application</b>	15-CONS-312-CUNI	
19	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 9-26S-38W (SE/4), Section 10-26S-38W (SW/4), Section 15-26S-38W (NW/4), Section 16-26S-38W (NE/4) in Kearny County, Kansas (ATU 299) <b>Order Granting Application</b>	15-CONS-313-CUNI	
20	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 7-26S-38W (SE/4), Section 8-26S-38W (SW/4), Section 17-26S-38W (NW/4), Section 18-26S-38W (NE/4) in Kearny County, Kansas (ATU 405) <b>Order Granting Application</b>	15-CONS-314-CUNI	
21	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 25-24S-37W (SE/4), Section 30-24S-36W (SW/4), Section 31-24S-36W (NW/4), Section 36-24S-37W (NE/4) in Kearny County, Kansas (ATU 413) <b>Order Granting Application</b>	15-CONS-315-CUNI	
22	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 10-24S-37W (SE/4), Section 11-24S-37W (SW/4), Section 14-24S-37W (NW/4), Section 15-24S-37W (NE/4) in Kearny County, Kansas (ATU 460) <b>Order Granting Application</b>	15-CONS-316-CUNI	
23	In the Matter of the Emergency Suspension of Operating Authority of J Jesus Hortelano of KansasCity, Kansas, for Failure to Comply with New Entrant Safety Requirements as Required by the Motor Carrier Safety Statutes, Rules and Regulations. <b>Order Reinstating Motor Carrier Operating Authority</b>	11-TRAM-701-OOS	
24	In the Matter of the Emergency Suspension of Operating Authority of Jose D. Menjivar, d/b/a Jose D. Menjivar Construction of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <b>Emergency Suspension of Operating Authority Order</b>	15-TRAM-224-OOS	
25	In the Matter of the Investigation of Todd Miller Trucking, Inc. of Wathena, Kansas, Regarding the Violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. <b>Order Reinstating Motor Carrier Operating Authority</b>	15-TRAM-001-PEN	

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

For the Commission :



Shari Feist Albrecht, Chair

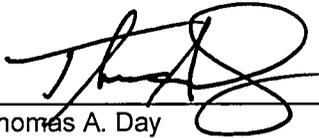


Jay Scott Emler, Commissioner



Pat Apple, Commissioner

Attest:



Thomas A. Day  
Acting Executive Director