

**Kansas Corporation Commission
Commission Meeting**

June 26, 2018

10:01 a.m. 1st Floor Hearing Room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

MINUTES

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on June 26, 2018, in the 1st Floor Hearing Room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chair Albrecht, Commissioner Emler and Commissioner Keen. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Keen moved for approval of the Items on the Consent Agenda dated June 26, 2018 containing pages one through four which are attached to these Minutes. Commissioner Emler seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 18-CONS-3349-CUIC**

In the Matter of the Application of Utah Oil LLC to authorize injection of saltwater into the Squirrel formation at the Cox #9 well, located in Section 6, Township 17 South, Range 21 East, Franklin County, Kansas.

Commissioner Keen moved for approval of order #18-4413 –Order on Reconsideration. Commissioner Emler seconded the motion.

The motion was approved.

3. **Discussion:**

- A. **FERC Docket No. RM 18-9**

Commissioner Emler moved the Commission to authorize counsel to file comments in support of NARUC's comments in FERC Docket No. RM 18-9. Commissioner Keen seconded the motion.

The motion was approved.

There being no further matters before the Commission, Commissioner Emler moved for adjournment of the Commission meeting. Commissioner Keen seconded the motion. The motion was approved. The Commission adjourned the June 26, 2018 Commission Meeting at 10:04 a.m.

Respectfully submitted,



Lynn M. Retz
Secretary to the Commission



Shari Feist Albrecht, Chair



Dwight D. Keen, Commissioner



Jay Scott Emler, Commissioner

STATE OF KANSAS



CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
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GOVERNOR JEFF COLYER, M.D.

SHARI FEIST ALBRECHT, CHAIR | JAY SCOTT EMLER, COMMISSIONER | DWIGHT D. KEEN, COMMISSIONER

Motion to File Comments in Support of NARUC's Comments in FERC Docket RM18-9

Date: June 26, 2018

Docket No: Federal Energy Regulatory Commission Docket No. RM18-9 (stemming from Docket No. RM16-23)

Background:

The Commission filed a doc-less intervention in FERC Docket RM18-9, wherein FERC is investigating potential reforms relating to participation by distributed energy resources in wholesale markets. The Commission also authorized our counsel to inquire into the possibilities for joining in support of others' comments in this matter.

Having conducted that inquiry, our counsel was provided draft comments by NARUC. Our counsel has recommended that the KCC file brief comments in support of NARUC's comments. Utilities Staff agrees with NARUC's comments as well. NARUC's counsel expressed a preference that the KCC file separate comments in support, if filing comments is of interest to the KCC.

OGC recommends the Commission file comments in support of NARUC's comments, particularly in order to focus on the Commission's support for proper state jurisdiction and cooperative federalism.

Motion:

I move the Commission to authorize our counsel to file comments in support of NARUC's comments in FERC Docket No. RM18-9.



ITEMS OF Consent Agenda

Approval Date: Tuesday, June 26, 2018

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 Business 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 Business Meeting agenda for discussion.

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
1	In the Matter of the Audit of T-Mobile Central, LLC by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 2016 Supp. 66-2010(b) for KUSF Operating Year 20, Fiscal Year March 2016-February 2017. <i>Order Accepting and Adopting GVNW Consulting, Inc.'s Audit Report and Recommendation</i>	18-TMCZ-031-KSF	
2	In the Matter of a General Investigation to Review the Kansas Universal Service Fund Cap for the United Telephone Companies of Kansas d/b/a CenturyLink Pursuant to K.S.A. 66-2008(d)(2) <i>Order Adopting Staff's Recommendation</i>	18-UTDT-356-GIT	
3	In the Matter of Craw-Kan Telephone Association, Inc. Filing Tariff Revisions to Approve Changes to Its Local Exchange Tariff, Part 2 Sheet 34. <i>Order Approving Tariff Revisions</i>	18-CRKT-491-TAR	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	<p>In the Matter of Westar Energy, Inc. and Kansas Gas and Electric Company Seeking Commission Approval to Implement Changes in their Transmission Delivery Charges Rate Schedules. Order Granting Motions for Official or Administrative Notice and Granting USD #259's Motion to File Out of Time</p>	16-WSEE-375-TAR	
4	<p>In the Matter of Westar Energy, Inc. and Kansas Gas and Electric Company Seeking Commission Approval to Implement Changes in their Transmission Delivery Charges Rate Schedules. Order Granting Motions for Official or Administrative Notice and Granting USD #259's Motion to File Out of Time</p>	17-WSEE-377-TAR	
4	<p>In the Matter of Westar Energy, Inc. and Kansas Gas and Electric Company Seeking Commission Approval to Implement Changes in their Transmission Delivery Charges Rate Schedules. Order Granting Motions for Official or Administrative Notice and Granting USD #259's Motion to File Out of Time</p>	18-WSEE-355-TAR	
5	<p>In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company for Approval of their Direct Renewable Participation Service Tariff Order Requiring Tariff Revisions for Final Approval and Additional Conditions</p>	18-WSEE-190-TAR	
6	<p>In the Matter of the Application of Westar Energy, Inc. for Certificate Public Convenience and Authority to Transact the Business of an Electric Public Utility Specifically in a Portion of Section 7, Township 13 South, Range 2 East, in Dickinson County Kansas Order Granting Certificate of Convenience and Authority for Transmission Rights Only</p>	18-WSEE-487-COC	
7	<p>In the Matter of the Application of DS&O Electric Cooperative Solomon, KS for Permission to Cease Operating as a(n) Public Electric Utility in the State of Kansas Order Granting Application to Cease Transacting the Business of an Electric Public Utility</p>	18-DSOE-542-CCS	
8	<p>In the Matter of the Application of The Empire District Electric Company for Approval of an Economic Development Rider Order Assessing Costs</p>	18-EPDE-549-TAR	
9	<p>In the Matter of the Filing by Kansas Gas Service, a Division of ONE Gas, Inc., Seeking Approval of a Wholesale Gas Sales Contract as Prescribed by Commission Order Dated June 21, 2001, in Docket No. 106,850-U / 75-GIMC-009-GIG Order Assessing Costs</p>	18-KGSG-540-CON	
10	<p>In the Matter of ONEOK North System, L.L.C. Filing K.C.C. No. 4.9 Which Contains Rate Increases and Cancellation of Certain Transportation Services Suspension Order</p>	18-ONSP-521-TAR	
11	<p>In the Matter of Application for Plains Pipeline, L.P.'s Pursuant to K.A.R. 82-10-2, of Tariff K.C.C. No. 5.14.0 Suspension Order</p>	18-PPLP-523-TAR	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
12	In the matter of the failure of Pennmark Resources Company ("Operator") to comply with K.A.R. 82-3-111 at the Davatz-Morrow #402W in Grant County, Kansas. <i>Penalty Order - Pennmark Resources Company</i>	18-CONS-3366-CPEN	
13	In the matter of the failure of Blue Top Energy LLC ("Operator") to comply with K.A.R. 82-3-407 at the E Larsen #7, E Larsen #11 and E Larsen #14 in Allen County, Kansas. <i>Penalty Order - Blue Top Energy LLC</i>	18-CONS-3377-CPEN	
14	In the matter of the failure of Fritzier Resources, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Siemans #1-29 in Seward County, Kansas. <i>Penalty Order - Fritzier Resources, Inc.</i>	18-CONS-3378-CPEN	
15	In the Matter of the Investigation of Heartland Basement Authorities, LLC of Prairie Village, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-6), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). <i>Penalty Order</i>	18-DPAX-545-PEN	
16	In the Matter of the Investigation of Clay Sheldon, d/b/a Sheldon Seed & Landscape of Ottawa, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-6), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). <i>Penalty Order</i>	18-DPAX-546-PEN	
17	In the Matter of the Investigation of Franz Friessen, d/b/a Friessen Trucking of Liberal, 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. <i>Penalty Order</i>	18-TRAM-547-PEN	
18	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	18-TRAM-5159-TRA	

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

For the Commission :



Shari Feist Albrecht, Chair

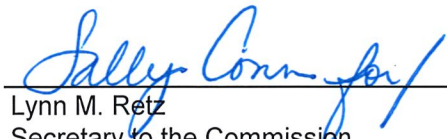


Jay Scott Emler, Commissioner



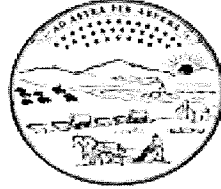
Dwight D. Keen, Commissioner

Attest:



Lynn M. Retz
Secretary to the Commission

STATE OF KANSAS



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GOVERNOR JEFF COLYER, M.D.
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Transportation Orders By Docket Number 18-TRAM-5159-TRA

Order Number	Description	Removed
18-4443	<i>In the Matter of the Application of IRON GIANT TREE REMOVAL LLC of BONNER SPGS KS for a Private Carrier Permit.</i> USDOT #3131530 IRON GIANT TREE REMOVAL LLC of BONNER SPGS KS - Order Granting Application for a Private Carrier Permit	
18-4445	<i>In the Matter of the Application of DTS TRANSPORTATION LLC of WICHITA KS for Authority for a Certificate of Public Service.</i> USDOT #3130409 DTS TRANSPORTATION LLC of WICHITA KS - Order Granting Application for Certificate of Public Service	
18-4448	<i>In the Matter of the Application of MILDEN D KEITH of WAKEENEY KS for the Abandonment of Certificate of Public Service.</i> USDOT #971711 MILDEN D KEITH of WAKEENEY KS - Order Granting Request for Abandonment for Certificate of Public Service	
18-4475	<i>In the Matter of the Application of JOHN TAYLOR TRUCKING LLC of LAWRENCE KS for the Abandonment of Certificate of Public Service.</i> USDOT #2030903 JOHN TAYLOR TRUCKING LLC of LAWRENCE KS - Order Granting Request for Abandonment for Certificate of Public Service	
18-4478	<i>In the Matter of the Application of ISAAC PETERS of HUTCHINSON KS for the Abandonment of Certificate of Public Service.</i> USDOT #2914542 ISAAC PETERS of HUTCHINSON KS - Order Granting Request for Abandonment for Certificate of Public Service	

Total # of Orders:

5

End of Report