

Kansas Corporation Commission

Commission Meeting

October 3, 2019

10:03 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 10:03 a.m. on October 3, 2019 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chair Keen and Commissioner Duffy. Commissioner Albrecht was absent. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Duffy moved for approval of the Items on the Consent Agenda dated October 3, 2019 containing pages one through four and are attached to these Minutes. Chair Keen seconded the motion.

The motion was approved.

2. **Noticed:**

A. **Docket No. 17-GIME-565-GIV**

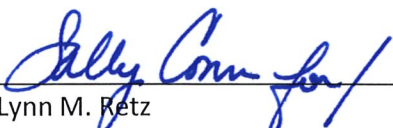
In the Matter of a General Investigation Regarding Whether Electric Utilities should be Considered an "Operator" of Private Underground Lines Under the Provisions of the Kansas Utility Damage Prevention Act.

Commissioner Duffy moved for approval of order #19-1657 – Amended Final Order. Chair Keen seconded the motion.

The motion was approved.

There being no further matters before the Commission, Commissioner Duffy moved for adjournment of the Commission meeting. Chair Keen seconded the motion. The motion was approved. The Commission adjourned the October 3, 2019 Commission Meeting at 10:08 a.m.

Respectfully submitted,



Lynn M. Retz
Executive Director



Dwight D. Keen, Chair

Absent

Shari Feist Albrecht, Commissioner



Susan K. Duffy, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, October 3, 2019

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 Application of Atmos Energy Corporation for Adjustment of its Natural Gas Rates in the State of Kansas <i>Order Designating New Prehearing Officer</i>	19-ATMG-525-RTS	
2	In the Matter of the Investigation of Hotshot by Firefighters LLC of Wichita, Kansas, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violation(s) of the Kansas 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>Default Order</i>	19-GIMM-406-KHP	
3	In the Matter of Westar Energy, Inc. and Kansas Gas and Electric Company Seeking Commission Approval for Tariff Revisions to the 2019 Energy Efficiency Rider. <i>Order Granting Revisions to Energy Efficiency Rider</i>	20-WSEE-022-TAR	

Consent Agenda

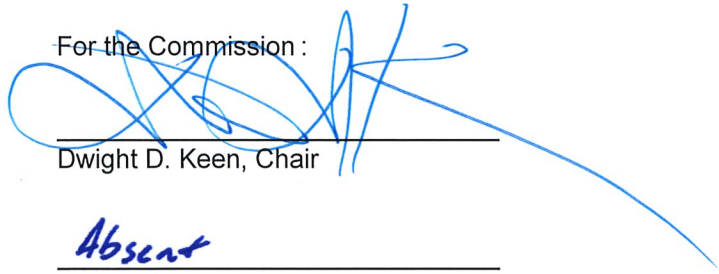
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Application of City of Eudora for a Certificate of Convenience and Authority to Transact the Business of a(n) Electric Utility in the State of Kansas Portions of Section 4, 5, & 16, Township 13 South, Range 21 East, Douglas County, Kansas Order Assessing Costs	20-EDAE-149-CCS	
5	In the Matter of United Telephone of Kansas dba CenturyLink 19-10 Filing Tariffs Revisions to Federal Lifeline Terms and Conditions Regarding Manner in which Applicants May Request Lifeline Assistance; Filed in Support of the Launch of the National Lifeline Eligibility Verifier. Order Assessing Costs	20-UTDT-148-TAR	
6	In the Matter of United Telephone Companies of Kansas Proposal to Revise the Exchange Boundary United Telephone Companies of Kansas Alma Exchange with Wamego Telecommunications Company, Inc. Order Assessing Costs	20-UTDT-142-CXB	
7	In the Matter of the Application of Westar Energy for Authority to Cease Transacting the Business of an Electric public Utility Specifically in Portions of Section 4, 5 & 16, Township 13 South, Range 21 East, Douglas County, Kansas Order Assessing Costs	20-WSEE-145-CCS	
8	In the matter of the failure of PetroSantander (USA) Inc. ("Operator") to comply with K.A.R. 82-3-602 at the Neely #11 well in Finney County, Kansas. Penalty Order - PetroSantander (USA) Inc.	20-CONS-3098-CPEN	
9	In the matter of the failure of PT Oil LLC ("Operator") to comply with K.A.R. 82-3-602 at the Varner #1-29 well in Butler County, Kansas. Penalty Order - PT Oil LLC	20-CONS-3099-CPEN	
10	In the matter of the failure of PetroSantander (USA) Inc. ("Operator") to comply with K.A.R. 82 3-608 at the Neely #11 well in Finney County, Kansas. Penalty Order - PetroSantander (USA) Inc.	20-CONS-3101-CPEN	
11	In the matter of the failure of D & L Services, Inc. ("Operator") to comply with K.A.R. 82 3-608 at the Brownback Trust #4 and Brownback Trust #6 well in Linn County, Kansas. Penalty Order - D & L Services, Inc.	20-CONS-3100-CPEN	
12	In the matter of the failure of Blue Top Energy LLC ("Operator") to comply with K.A.R. 82-3-120. Penalty Order - Blue Top Energy LLC	20-CONS-3096-CPEN	
13	In the matter of the failure of Castle Resources, Inc. ("Operator") to comply with K.A.R. 82 3-107 and K.A.R. 82-3-130 at the Steinhouser Hill Farms #1 in Sheridan County, Kansas. Penalty Order - Castle Resources, Inc.	20-CONS-3097-CPEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the Matter of the Investigation of Bar M Trucking LLC of Iola, Kansas, Regarding the Violation(s) of the Kansas 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>Order Amending Penalty Assessment</i>	20-TRAM-117-PEN	
15	In the Matter of the Investigation of Brown's Tree Service, LLC of Topeka, Kansas, Regarding the Violation(s) of the Kansas 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>Order Amending Penalty Assessment</i>	20-TRAM-127-PEN	
16	In the Matter of the Emergency Suspension of Operating Authority of Collins Ag Service LLC of Waverly, Kansas, for Failure to Comply With Federal New Entrant Safety Requirements as Required by the Kansas Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	20-TRAM-146-OOS	
17	In the Matter of the Emergency Suspension of Operating Authority of Ruffled Feathers Farm LLC of Baxter Springs, Kansas, for Failure to Comply With Federal New Entrant Safety Requirements as Required by the Kansas Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	20-TRAM-147-OOS	
18	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	20-TRAM-5022-TRA	

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

For the Commission:



Dwight D. Keen, Chair

Absent

Shari Feist Albrecht, Commissioner



Susan K. Duffy, Commissioner

Attest:

S/ Sally Conn for
Lynn M. Retz
Executive Director

1500 SW Arrowhead Road
Topeka, KS 66604-4027



Phone: 785-271-3100
Fax: 785-271-3354
<http://kcc.ks.gov/>

Dwight D. Keen, Chair
Shari Feist Albrecht, Commissioner
Susan K. Duffy, Commissioner

Laura Kelly, Governor

Transportation Orders By Docket Number 20-TRAM-5022-TRA

Order Number	Description	Removed
20190927084133	<i>In the Matter of the Application of KE SNYDER COMPANY LLC of HAMILTON KS for the Abandonment of Certificate of Public Service.</i> USDOT #1237184 KE SNYDER COMPANY LLC of HAMILTON KS - Order Granting Request for Abandonment for Certificate of Public Service	
20190930150439	<i>In the Matter of the Emergency Suspension of Authority of LONESTAR SERVICES LLC of LIBERAL KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #664995 LONESTAR SERVICES LLC of LIBERAL KS - Emergency Order Suspending Authority	
20190930150440	<i>In the Matter of the Emergency Suspension of Authority of MICHAEL D SCHIELDS of CHANUTE KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2467193 MICHAEL D SCHIELDS of CHANUTE KS - Emergency Order Suspending Authority	

Total # of Orders: 3

End of Report