

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Susan K. Duffy, Chair
Dwight D. Keen
Andrew J. French

In the Matter of an Annual Compliance Docket)
for Electric Supply Line Filings.) Docket No. 20-GIME-017-CPL

**ORDER APPROVING MOTION REQUESTING FISCAL YEAR 2021 DOCKET FOR
ELECTRIC SUPPLY LINE FILINGS**

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”). Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1. In Docket No. 19-GIME-190-CPL (19-190 Docket), the Commission adopted a Staff recommendation to institute a formal process for receiving, reviewing, and processing Electric Supply Line (EL) notifications, applications, and approvals. Prior to that time, Staff had no record of the Commission either approving the then-current Form EL form or delegating its authority to Staff to approve the filings.¹

2. Subsequently, on July 16, 2019, the Commission issued its *Order Opening an Annual Compliance Docket for Electric Supply Line Filings* (Order Opening Compliance Docket) in the above-captioned matter.² The Order Opening Compliance Docket established Docket No. 20-GIME-017-CPL as a repository docket to track all Electric Supply Line (EL) notifications, applications, and approvals for Fiscal Year 2020.³ It also directed all public utilities to file K.A.R.

¹ Docket No. 19-GIME-190-CPL, Order Opening an Annual Compliance Docket for Electric Supply Line Filings, ¶2 (issued Nov. 15, 2018).

² *Order Opening Compliance Docket* (Jul. 16, 2019).

³ *Id.* at ¶ 1.

82-12-3 applications and all K.A.R. 82-12-5(a) notices in the instant docket, and allowed public utilities to continue utilizing the then-existing Form EL for K.A.R. 82-12-3 filings.⁴

5. As part of the Order Opening Compliance Docket, the Commission set forth a procedure for approval of the EL applications. The process authorized Staff to review and approve or deny any EL applications made in the docket, but also provided for Commission review for any person or entity aggrieved by any Staff decision.⁵

6. The Commission finds that the 2020 repository docket for EL filings has been helpful in tracking EL-related filings, and agrees it would increase agency efficiency to continue initiating annual compliance dockets in which all EL-related filings and notices for that fiscal year can be housed.

7. The Commission has reviewed Staff's revised Form EL, attached hereto as Attachment A, and accepts the minor edits made to better capture information relating to each particular wire stringing application filed. The new Form EL should be uploaded to the website to replace the existing form for usage at start of business on July 1, 2020.

8. Docket No. 20-GIME-017-CPL shall be closed at the end of business today. The 2021 EL repository docket will be 21-GIME-005-CPL. At start of business July 1, 2020, all EL-related filings shall be filed in this new compliance docket.

9. In summary, Commission grants Staff's motion and (1) initiates a new EL compliance docket for Fiscal Year 2021 consistent with the Order Opening Compliance Docket in this matter (2) approves the attached and updated Form EL for use in the Fiscal Year 2021 docket, and (3) orders the instant docket closed effective close of business June 30, 2020.

THEREFORE, THE COMMISSION ORDERS THE FOLLOWING:

⁴ *Id.* at ¶¶ 3, 5-6.


⁵ *Order Opening Compliance Docket* at ¶ 8.

- A. Staff's Motion is granted.
- B. Staff's revised Form EL, attached here as Attachment A, is accepted by the Commission and shall be uploaded to the website for usage at start of business July 1, 2020.
- C. A new EL compliance docket for Fiscal Year 2021, Docket No. 21-GIME-005-CPL, shall be opened and used as a repository for all EL-related filings as of July 1, 2020.
- D. The instant docket shall be closed at close of business on June 30, 2020.
- E. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁶

BY THE COMMISSION IT IS SO ORDERED.

Duffy, Chair; Keen, Commissioner; French, Commissioner

Dated: 06/30/2020



Lynn M. Retz
Executive Director

CRM

⁶ K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

ATTACHMENT “A”

**KANSAS CORPORATION COMMISSION
UTILITIES DIVISION
OFFICIAL FORM "EL"**

Form EL
July 2020
Form must be signed
All blanks must be filled or
Application could be rejected

Before the State Corporation Commission of the State of Kansas

In The Matter of The Application of: _____ "EL" No. _____
Applicant Assigned by the Commission

Location of Proposed Electric Supply Line Construction

Section: _____ Township: _____ Range: _____

County: _____ Applicant's Unique Identification No.: _____

Describe briefly: _____

** Applicant's Identification of application and related papers.*

APPLICATION

Comes now _____
Applicant

Of _____, A _____
City/State Corporation, Partnership, Individual or Municipality

requesting the Commission to approve the operating characteristics, physical properties and location of proposed electric line, or change in electric line construction, located outside the corporate limit of any city, as shown on the accompanying map and as hereinafter more fully described.

The operating characteristics of this line are to be:

Operating Voltage _____ Volts, _____ Phase, _____ Hertz, Design Load _____ kiloWatts,

Design Voltage _____ Volts, Phase-to-Phase Voltage _____ Volts, Number of Conductors _____

Type of configuration [e.g. grounded wye] and points of grounding.

The description of the location and points between which said proposed line is to be installed and operated are as follows:

Physical Properties of Line

Structures: Kind _____, Height (ft) _____, Class _____ Conductor: Type _____, Size _____, Average Span (ft): _____
(See NOTE below) (e.g., ACSR)

Has clearance been provided for other utilities? ☐ Yes ☐ No

Cost estimate: \$ _____ Number and type of customers: _____

NOTE - Please use the following abbreviations for predominate structure kind:

| | | | | |
|-----------------------------------|-------------------------------|----------------------|--------------------------|---------------------|
| SPW - Single Pole, Wood | SPF - Single Pole, Fiberglass | TS - Tower, Steel | SPS - Single Pole, Steel | HFW - H-Frame, Wood |
| O - Other (please explain): _____ | SPC - Single Pole, Concrete | HFS - H-Frame, Steel | N/A - Not Applicable | |

The following is a correct list of all the utilities within 1/2 mile of proposed line. Absent a joint use or other agreement, all utilities listed below shall be notified in writing as provided in K.A.R. 82-12-5 and a copy of the notice shall be attached. Please indicate those utilities listed for which a joint use or other agreement has been made with an asterisk (*).

| | |
|-------|----------|
| Name: | Address: |
| | |

Is this line within the Applicant's certificated area? ☐ Yes ☐ No

Is a Railroad within 1/2 mile of the contemplated construction? ☐ Yes ☐ No

Applicant further shows to the Commission that the construction of said proposed line shall be throughout in accordance with the Kansas Administrative Regulations, Article 12, 82-12-1 to 82-12-9, inclusive, adopted pursuant to K.S.A. 1982 Supp. 77-415, et seq., except Applicant further states that:

- Whenever the proposed line is to be located on private right-of-way, the land owner's lawful consent will be obtained;
- "Inductive coordination" has been or will be complied with as related specifically in K.A.R. 82-12-9;
- All utilities and railroads listed above have been notified in writing (a copy of which is attached) as provided in K.A.R. 82-12-5 and that such notice contains the statement that "if there is any objection to the Applicant's proposed line construction, such objection shall be forwarded to the State Corporation Commission within the time specified in K.A.R. 82-12-5 from date of notice."

Whereupon, Applicant requests that the State Corporation Commission approve the operating characteristics, physical properties, and location of the said proposed line, as hereinbefore described.

Signed at: _____, this _____ day of _____, _____
City, State Day Month Year

Applicant

INSTRUCTIONS:

Submit 1 copy of Application along with:

- Detailed map (scale not less than 1 inch per mile). On map, please provide locations of existing applicant-owned lines in sufficient detail to determine relative location(s) of proposed line(s).
- Copies of all notices to other utilities.

- Cost breakdown of "cost estimate" by units of property.

Submit completed documents into Docket 21-GIME-005-CPL Email

ESRI shapefile to: shapefile@kcc.ks.gov

- Shapefile fields should contain: Company Name, County, Work Order No., Section, Township, Range, and Phase.

Signature and Title of Officer

FOR OFFICIAL KCC USE ONLY

Plotted by: _____

Checked by: _____

Date Approved: _____

CERTIFICATE OF SERVICE

20-GIME-017-CPL

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of
first class mail and electronic service on 06/30/2020.

RYAN MAEHS, LINEMAN
ARK VALLEY ELECTRIC COOP., ASSN., INC.
P.O. BOX 1246
HUTCHINSON, KS 67504
Fax: 620-728-5550
r.maehs@arkvalley.com

OSCAR MATTOCKS, OPERATIONS AGENT
CANEY VALLEY ELEC. COOP. ASSN., INC.
401 LAWRENCE
PO BOX 308
CEDAR VALE, KS 67024
Fax: 620-758-2926
oscar@caneyvalley.com

MATTHEW MAGILL, ENGINEERING MANAGER
FREESTATE ELECTRIC COOPERATIVE, INC.
507 N UNION STREET
P.O. BOX 70
McLOUTH, KS 66054-0070
matthew.magill@freestate.coop

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KATHLEEN M. O'BRIEN, MANAGER
NEMAHA-MARSHALL ELECTRIC COOPERATIVE ASSN.,
INC.
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AXTELL, KS 66403-0235
Fax: 785-736-2348
kmobrien@nemaha-marshall.coop

ROGER DAVIS, ENGINEERING MGR.
C. M. S. ELECTRIC COOPERATIVE, INC.
509 E CARTHAGE
P O BOX 790
MEADE, KS 67864-0790
Fax: 620-873-5303
rdavis@cmselectric.com

SCOTT PFEIFFER, TECHNICAL SPECIALIST TECH SVCS
EVERGY KANSAS CENTRAL, INC
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889

COLE BAILEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
c.bailey@kcc.ks.gov

CHAD L. ZIMMERMAN, FIELD SERVICE REP.
MIDWEST ENERGY, INC.
1125 S RANGE
P.O. BOX 766
COLBY, KS 67701
Fax: 785-625-1494

TERESA MILLER, MANAGER
NINNESCAH RURAL ELECTRIC COOPERATIVE ASSN.,
INC.
275 NE 20th ST
PO BOX 967
PRATT, KS 67124-0967
Fax: 620-672-6852
tmiller@ninnescah.com

CERTIFICATE OF SERVICE

20-GIME-017-CPL

KENNETH J. MAGINLEY, MANAGER
P.R.&W. ELECTRIC COOPERATIVE ASSN., INC.
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PO BOX 5
WAMEGO, KS 66547

MIKE HANEY, MANAGER ENGINEERING AND
OPERATIONS
PIONEER ELECTRIC COOP. ASSN., INC.
1850 W OKLAHOMA
PO BOX 368
ULYSSES, KS 67880-0368
Fax: 620-356-4306
mhaney@pioneerelectric.coop

/S/ DeeAnn Shupe

DeeAnn Shupe