

HOUSE BILL No. 2081

By Committee on Energy, Utilities and Telecommunications

1-24

1 AN ACT concerning electric transmission; reestablishing the Kansas
2 electric transmission authority; amending K.S.A. 2018 Supp. 75-4319
3 and repealing the existing section; also repealing K.S.A. 74-99d15.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 New Section 1. (a) Sections 1 through 14, and amendments thereto,
7 shall be known and may be cited as the Kansas electric transmission
8 authority act.

9 (b) The purpose for which the Kansas electric transmission authority
10 is created is to further ensure planning and reliable operation of the
11 integrated electrical transmission system, diversify and expand the Kansas
12 economy and facilitate the delivery and utilization of Kansas energy
13 through improvements in the state's electric transmission infrastructure and
14 related policy initiatives.

15 New Sec. 2. As used in the Kansas electric transmission authority act:

16 (a) "Authority" means the Kansas electric transmission authority
17 created by this act.

18 (b) "Board" means the board of directors of the authority.

19 (c) "Transmission facilities" means electric transmission facilities and
20 any supporting infrastructure, including, but not limited to, electric
21 transmission lines, towers, poles, substations and any other structures or
22 equipment necessary for the transmission of electricity.

23 New Sec. 3. (a) There is hereby created a body politic and corporate
24 to be known as the Kansas electric transmission authority. The authority is
25 hereby constituted a public instrumentality, and the exercise by the
26 authority of the powers conferred by this act in the construction, operation
27 and maintenance of electric transmission projects shall be deemed and
28 held to be the performance of an essential governmental function.

29 (b) (1) The authority shall be governed by a board of directors
30 consisting of nine members.

31 (2) Five members shall be appointed by the governor, subject to
32 confirmation by the senate as provided by K.S.A. 75-4315b, and
33 amendments thereto. Except as provided by K.S.A. 46-2601, and
34 amendments thereto, no person appointed to the board shall exercise any
35 power, duty or function as a member of the board until confirmed by the
36 senate. The terms of members first appointed to the board shall be as

1 follows: Three shall be appointed for terms expiring on the third March 15
2 following appointment and two for terms expiring on the fourth March 15
3 following appointment. Thereafter, members shall be appointed for terms
4 of four years and until their successors are appointed and confirmed. All
5 persons appointed by the governor and serving as members shall be
6 qualified voters of the state of Kansas with special knowledge, as
7 evidenced by college degrees or courses, or with at least five years'
8 experience in managerial positions, in the field of electric transmission or
9 energy infrastructure development. Not more than three of the members
10 appointed by the governor shall be members of the same political party. A
11 person appointed by the governor to fill a vacancy on the board shall be
12 appointed to serve for the unexpired term. A member appointed to the
13 board by the governor shall be eligible for reappointment. A member of the
14 board appointed by the governor may be removed by the governor for
15 misfeasance, malfeasance or willful neglect of duty, but only after
16 reasonable notice and a public hearing conducted in accordance with the
17 provisions of the Kansas administrative procedure act.

18 (3) The following shall be ex officio members of the board: The
19 chairperson and ranking minority member of the senate standing
20 committee on utilities or its successor and the chairperson and ranking
21 minority member of the house standing committee on energy, utilities and
22 telecommunications or its successor. Ex officio members shall be entitled
23 to vote and participate as full members of the board.

24 (c) Each member of the board, before entering upon the member's
25 duties, shall take and subscribe an oath or affirmation as required by law.

26 (d) Members of the board attending meetings of the board, or
27 attending a subcommittee meeting thereof, authorized by the board, shall
28 be paid compensation, subsistence allowances, mileage and other expenses
29 as provided in K.S.A. 75-3223, and amendments thereto.

30 New Sec. 4. (a) The board shall elect, annually, from among its
31 members a chairperson, vice-chairperson and secretary. Five members of
32 the board shall constitute a quorum, and the affirmative vote of five
33 members shall be necessary for any action taken by the board. No vacancy
34 in the membership of the board shall impair the right of a quorum to
35 exercise all the rights and perform all the duties of the board.

36 (b) The authority, in accordance with the provisions of K.S.A. 75-
37 4317 et seq., and amendments thereto, may recess for a closed or executive
38 meeting to discuss and consider any of the following when, in the opinion
39 of the board, consideration of the items in an open meeting would be
40 harmful to the competitive position of third parties or to the security of
41 transmission facilities:

42 (1) Proprietary information gathered by or in the possession of the
43 authority from third parties pursuant to a promise of confidentiality;

1 (2) information regarding the location of transmission facilities and
2 security measures that protect such facilities; or

3 (3) information that is related to transmission capacity or availability
4 and is not otherwise available to all electric energy market participants.

5 (c) The authority may recess for a closed or executive meeting
6 pursuant any other exemption of the Kansas open meetings act in K.S.A.
7 75-4317 et seq., and amendments thereto.

8 New Sec. 5. (a) All resolutions and orders of the board shall be
9 recorded and authenticated by the signature of the secretary or a person
10 designated by the secretary. The book of resolutions, orders, minutes of
11 open meetings, annual reports and annual financial statements of the
12 authority shall be public records as defined by K.S.A. 45-215 et seq., and
13 amendments thereto. All public records shall be subject to regular audit as
14 provided in K.S.A. 46-1106, and amendments thereto.

15 (b) The following records of the authority shall not be subject to
16 disclosure pursuant to the provisions of the Kansas open records act,
17 K.S.A. 45-215 et seq., and amendments thereto, when, in the opinion of
18 the board, disclosure of the information in the records would be harmful to
19 the competitive position of third parties or to the security of transmission
20 facilities:

21 (1) Proprietary information gathered by or in the possession of the
22 authority from third parties pursuant to a promise of confidentiality;

23 (2) information regarding the location of transmission facilities and
24 security measures that protect such facilities; or

25 (3) information that is related to transmission capacity or availability
26 and is not otherwise available to all electric energy market participants.

27 (c) The provisions of subsection (b) shall expire on July 1, 2024,
28 unless the legislature reviews and reenacts such provisions pursuant to
29 K.S.A. 45-229, and amendments thereto.

30 (d) In addition to the records described in subsection (b), records may
31 be exempt from disclosure pursuant to any other exemption to disclosure
32 provided in K.S.A. 45-215 et seq., and amendments thereto.

33 New Sec. 6. (a) Any member of the board and any employee, other
34 agent or advisor of the authority, who has a direct or indirect interest in
35 any contract or transaction with the authority, shall disclose such interest to
36 the authority in writing. Such interest shall be set forth in the minutes of
37 the authority. No board member, employee or other agent or advisor
38 having such interest shall participate on behalf of the authority in the
39 authorization of any such contract or transaction.

40 (b) All members of the board shall file a written statement of
41 substantial interest pursuant to K.S.A. 46-247 et seq., and amendments
42 thereto, regarding any substantial interests within the meaning of K.S.A.
43 46-229, and amendments thereto, that each board member may hold. Any

1 employee, other agent or advisor of the authority, who has a substantial
2 interest in any contract or transaction with the authority within the
3 meaning of K.S.A. 46-229, and amendments thereto, shall file a written
4 statement of substantial interest pursuant to K.S.A. 46-247 et seq., and
5 amendments thereto.

6 New Sec. 7. (a) Except as otherwise provided by this act, the
7 authority shall have all the powers necessary to carry out the purposes and
8 provisions of this act, including, without limitation:

9 (1) Having the duties, privileges, immunities, rights, liabilities and
10 disabilities of a body corporate and a political instrumentality of the state;

11 (2) having perpetual existence and succession;

12 (3) adopting, having and using a seal and altering the same at its
13 pleasure;

14 (4) suing and being sued in its own name;

15 (5) adopting bylaws for the regulation of its affairs and the conduct of
16 its business;

17 (6) adopting such rules and regulations as the authority deems
18 necessary for the conduct of the business of the authority;

19 (7) employing consulting engineers, attorneys, accountants,
20 construction and financial experts, superintendents, managers and such
21 other employees and agents as the authority deems necessary and fixing
22 the compensation thereof;

23 (8) making and executing all contracts and agreements necessary or
24 incidental to the performance of the authority's duties and the execution of
25 the authority's powers under this act;

26 (9) receiving and accepting from any federal agency grants, or any
27 other form of assistance, for or in aid of the planning, financing,
28 construction, development, acquisition or ownership of any property,
29 structures, equipment, facilities and works of public improvement
30 necessary or useful for the accomplishment of the purposes for which the
31 authority was created and receiving and accepting aid or contributions
32 from any source of either money, property, labor or other things of value,
33 to be held, used and applied only for the purposes for which such grants
34 and contributions may be made;

35 (10) borrowing funds to carry out the purposes of the authority and
36 mortgaging and pledging any lease or leases granted, assigned or
37 subleased by the authority;

38 (11) purchasing, leasing, trading, exchanging or otherwise acquiring,
39 maintaining, holding, improving, mortgaging, selling, leasing and
40 disposing of personal property, whether tangible or intangible, and any
41 interest therein; and purchasing, leasing, trading, exchanging or otherwise
42 acquiring real property or any interest therein, and maintaining, holding,
43 improving, mortgaging, leasing and otherwise transferring such real

1 property, so long as such transactions do not conflict with the mission of
2 the authority as specified in this act;

3 (12) depositing any moneys of the authority in any banking
4 institution within or without the state or in any depository authorized to
5 receive such deposits, one or more persons to act as custodians of the
6 moneys of the authority, to give surety bonds in such amounts in form and
7 for such purposes as the board requires;

8 (13) recovering its costs through tariffs of the southwest power pool
9 regional transmission organization, or its successor, and, if all costs are not
10 recovered through such tariffs, through assessments against all electric
11 public utilities, electric municipal utilities and electric cooperative utilities
12 receiving benefits of the construction or upgrade and having retail
13 customers in this state. Each such utility's assessment shall be based on the
14 benefits the utility receives from the construction or upgrade, as
15 determined by the state corporation commission upon application by the
16 authority. In determining allocation of benefits and costs to utilities, the
17 commission may take into account funding and cost recovery mechanisms
18 developed by regional transmission organizations and shall take into
19 account financial payments by transmission users and approved by the
20 federal energy regulatory commission or regional transmission
21 organization. Each electric public utility shall recover any such assessed
22 costs from the utility's customers in a manner approved by the
23 commission, and each electric municipal or cooperative utility shall
24 recover such assessed costs from the utility's customers in a manner
25 approved by the utility's governing body;

26 (14) participating in and coordinating with the planning activities of
27 the southwest power pool regional transmission organization, or its
28 successor, and adjoining regional transmission organizations, or their
29 successors;

30 (15) participating in and coordinating with the planning activities of
31 the southwest power pool regional reliability organization, or its successor,
32 and adjoining regional reliability organizations, or their successors;

33 (16) establishing and charging reasonable fees, rates, tariffs or other
34 charges, unless costs are recoverable under paragraph (13), for the use of
35 all facilities owned, financed or administered by it and for all services
36 rendered by it, and, if all costs are not recovered under paragraph (13),
37 such costs shall be recovered through assessments against any entity or
38 entities requesting use of facilities owned, financed or administered by the
39 authority or for all requested services provided by the authority, or both;
40 and

41 (17) creating an electric transmission advisory council, all members
42 of which shall be reviewed, annually, and serve at the pleasure of the
43 authority.

1 (b) On or before the first day of the regular legislative session each
2 year, the authority shall submit to the governor and to the legislature a
3 written report of the authority's activities for the preceding fiscal year.
4 Such report shall include the report of any audit conducted pursuant to
5 section 9, and amendments thereto, of the preceding fiscal year.

6 (c) The authority shall continue until terminated by law. No such law
7 terminating the authority shall take effect while the authority has bonds,
8 debts or obligations outstanding unless adequate provision has been made
9 for the payment or retirement of such bonds, debts or obligations. Upon
10 dissolution of the authority, all property, funds and assets thereof shall be
11 disposed of as provided by law.

12 New Sec. 8. (a) The authority shall not be subject to supervision or
13 regulation by the state corporation commission, except that the authority
14 shall be construed to be a public utility subject to the jurisdiction of the
15 state corporation commission with regard to wire stringing and
16 transmission line siting pursuant to K.S.A. 66-183 and 66-1,177 et seq.,
17 and amendments thereto.

18 (b) The authority may exercise the power of eminent domain in the
19 manner provided by the laws of this state for the exercise of such power by
20 corporations constructing, upgrading or repairing electric transmission
21 facilities.

22 (c) Except as otherwise provided by this act, the authority shall be
23 entitled to all statutory benefits available to corporations constructing,
24 upgrading or repairing electric transmission lines.

25 (d) The authority and its authorized agents and employees may enter
26 upon any lands, waters and premises in the state for the purpose of making
27 surveys, soundings, drillings and examinations as the authority may deem
28 necessary or convenient for the purposes of this act. Such entry shall not
29 be deemed a trespass or an entry under any condemnation proceedings that
30 may be then pending. The authority shall make reimbursement for any
31 actual damage resulting to such lands, waters and premises as a result of
32 entry or activities authorized by this section.

33 New Sec. 9. (a) The Kansas electric transmission authority may enter
34 into agreements with the Kansas development finance authority to issue
35 revenue bonds or provide other financing pursuant to the Kansas
36 development finance authority act, K.S.A. 74-8901 et seq., and
37 amendments thereto, and to provide for the payment of the bonds for the
38 purpose of financing:

39 (1) The construction, upgrading or repair of transmission facilities
40 owned by the Kansas electric transmission authority pursuant to this act;

41 (2) the construction, upgrading or repair of transmission facilities not
42 owned by the Kansas electric transmission authority; or

43 (3) the acquisition of right-of-way for transmission facilities.

1 (b) Transmission facilities constructed, upgraded or repaired using
2 proceeds of bonds issued pursuant to this section shall not be required to
3 be located wholly within this state if:

4 (1) The majority of the costs of the construction, upgrade or repair is
5 for construction, upgrade or repair of transmission facilities that are
6 located or that will be located in this state; and

7 (2) the state corporation commission certifies that the portions of the
8 lines and appurtenances located outside this state will improve the
9 reliability and security of the state's electric transmission system or will
10 contribute to the long-term economic well-being of this state.

11 (c) The Kansas development finance authority may pledge the
12 agreement or agreements authorized in this section for the payment or
13 redemption of the bonds. The activities and projects of the Kansas electric
14 transmission authority relating to the financing of transmission facilities
15 and acquisition of right-of-way for transmission facilities are hereby
16 approved for the issuance of bonds pursuant to K.S.A. 74-8905(b), and
17 amendments thereto.

18 (d) Bonds issued pursuant to this section shall be exempt from the
19 provisions of K.S.A. 74-8905(a), and amendments thereto, and from the
20 notice requirements of K.S.A. 74-8905, and amendments thereto.

21 New Sec. 10. (a) The accounts and transactions of the authority shall
22 be subject to such financial compliance and other audits as directed by the
23 legislative post audit committee, in the manner provided for audits of state
24 agencies pursuant to the legislative post audit act. The auditor to conduct
25 the audit work shall be determined in the manner provided by K.S.A. 46-
26 1122, and amendments thereto. If the legislative post audit committee
27 determines that a firm, as defined by K.S.A. 46-1112, and amendments
28 thereto, is to perform all or part of such audit work, such firm shall be
29 selected and shall perform such audit work in the manner provided by
30 K.S.A. 46-1123, and amendments thereto, and K.S.A. 46-1125 through 46-
31 1127, and amendments thereto.

32 (b) The post auditor shall compute the cost of providing an audit
33 pursuant to this section. If the audit is conducted by the division of post
34 audit, such cost shall be subject to review and approval by the post audit
35 committee. If the audit is conducted by a firm, as defined by K.S.A. 46-
36 1112, and amendments thereto, such cost shall be subject to review and
37 approval by the contract audit committee established by K.S.A. 46-1120,
38 and amendments thereto. Upon approval of the cost by the appropriate
39 committee, the authority shall reimburse the division of post audit for such
40 amount.

41 New Sec. 11. (a) The authority shall be exempt from all taxes under
42 the Kansas state income tax act.

43 (b) Purchases by the authority shall not be subject to sales or use tax

1 under subsection K.S.A. 79-3601 et seq. or 79-3701 et seq., and
2 amendments thereto.

3 (c) Transmission facilities owned by the authority shall be exempt
4 from general ad valorem taxes to the same extent that such facilities would
5 be exempt from such taxes if owned by a private entity.

6 New Sec. 12. (a) All agencies of the state and political subdivisions
7 of the state shall make such surveys, reports and investigations and shall
8 furnish records and information and other assistance and advice as may be
9 required by the authority. The authority shall reimburse such agencies and
10 political subdivisions for the actual costs thereof.

11 (b) All political subdivisions and public agencies of the state,
12 notwithstanding any contrary provision of law, are hereby authorized and
13 empowered to lease, lend, grant or convey to the authority, at its request,
14 upon such terms and conditions as such political subdivisions or agencies
15 deem reasonable and fair, and without the necessity for any advertisement,
16 order of court or other action or formality, other than the regular and
17 formal action of the authorities concerned, any real property that may be
18 necessary or convenient to the effectuation of the authorized purposes of
19 the authority.

20 New Sec. 13. (a) Any appropriation or transfer of state general fund
21 moneys for the operation of the Kansas electric transmission authority and
22 other expenses incurred pursuant to this act shall be considered a loan and
23 shall be repaid with interest to the state general fund in one payment not
24 later than 120 months from the effective date of the appropriation or
25 transfer of such general fund moneys. Such loan shall not be considered an
26 indebtedness or debt of the state within the meaning of section 6 of article
27 11 of the constitution of the state of Kansas. Such loan shall bear interest
28 at a rate equal to the rate prescribed by K.S.A. 75-4210, and amendments
29 thereto, for inactive accounts of the state effective on the first day of the
30 month during which the appropriation or transfer takes effect.

31 (b) At the time of repayment of a loan pursuant to subsection (a), the
32 chairperson of the board shall certify to the director of accounts and
33 reports the amount to be repaid and any interest due thereon. Upon receipt
34 of such certification, the director of accounts and reports shall promptly
35 credit or transfer the amount certified from accounts of the authority to the
36 state general fund.

37 New Sec. 14. (a) Subject to the provisions of this act, the authority
38 shall have the power to:

39 (1) Plan, finance, construct, develop, acquire, own, dispose of,
40 contract for maintenance of and contract with electric public utilities,
41 electric cooperative utilities or electric municipal utilities for operation of
42 transmission facilities of the authority and any real or personal property,
43 structures, equipment or facilities necessary or useful for the

1 accomplishment of the purposes for which the authority was created,
2 including the obtaining of permits and the acquisition of rights of way; and

3 (2) participate in partnerships or joint ventures with individuals,
4 corporations, governmental bodies or agencies, partnerships, associations
5 or other entities to facilitate any activities or programs consistent with the
6 public purpose and intent of this act.

7 (b) (1) Except as otherwise provided in this act, the authority shall not
8 exercise any of the rights or powers granted to it in this section, if private
9 entities are performing the acts, are constructing or have constructed the
10 facilities or are providing the services contemplated by the authority and
11 such private entities are willing to finance and own new infrastructure to
12 meet an identified need and market.

13 (2) Prior to exercising any rights or powers granted to it in this
14 section, the authority shall publish once in the Kansas register, and once in
15 a newspaper and trade magazine in the area where the facilities or services
16 are contemplated, a notice describing the acts, facilities or services
17 contemplated by the authority and stating that private entities willing and
18 able to perform the acts, finance and own and construct the facilities or
19 provide the services described in the notice shall have a period of 90 days
20 after the date of publication of the notice in the Kansas register within
21 which to notify the authority of intention and ability to perform the acts,
22 finance and construct the facilities or provide the services described in the
23 notice. In the absence of notification by a private entity, the authority may
24 proceed to perform the acts, construct the facilities or provide the services
25 originally contemplated. If a private entity has given notice of intention to
26 perform the acts, finance and construct the facilities or provide the services
27 contemplated by the authority, the authority may proceed to perform the
28 acts, construct the facilities or provide the services originally contemplated
29 if the private entity fails to commence performance within 180 days after
30 the date of notification of the authority of its intention. Actions deemed to
31 constitute commencement of performance of the acts, construction of the
32 facilities or provision of the services within the required time shall include,
33 but not be limited to, holding of public meetings on siting of facilities,
34 acquisition of land or commencement of proceedings for condemnation of
35 land, application to acquire any federal, state, local or private permits,
36 certificates or other authorizations or approvals necessary to perform the
37 acts, construct the facilities or provide the services.

38 (3) Notwithstanding commencement of performance of the acts,
39 construction of the facilities or provision of the services by a private entity,
40 if the authority is not satisfied with subsequent progress in performance of
41 the acts, construction of the facilities or provision of the services, the
42 authority may again give notice as provided in subsection (b)(2) with
43 respect to completion of performance of the acts, construction of the

1 facilities or provision of the services. In the absence of notification by a
2 private entity willing and able to complete performance of the acts,
3 construction of the facilities or provision of the services, the authority may
4 proceed to complete performance. If a private entity has given notice of
5 intention to complete performance, the authority may proceed to perform
6 the acts, construct the facilities or provide the services if the private entity
7 fails to complete performance within 180 days after the date of notice by
8 the entity.

9 (c) The authority shall not operate or maintain transmission facilities.

10 (d) The authority shall exercise the rights and powers granted to it in
11 this act only with respect to transmission facilities that the southwest
12 power pool regional transmission organization, or its successor, has
13 determined are compatible with plans adopted by such organization and,
14 for electric transmission lines with an operating voltage of 60 kilovolts or
15 more, that have been approved by such organization.

16 Sec. 15. K.S.A. 2018 Supp. 75-4319 is hereby amended to read as
17 follows: 75-4319. (a) Upon formal motion made, seconded and carried, all
18 public bodies and agencies subject to the open meetings act may recess,
19 but not adjourn, open meetings for closed or executive meetings. Any
20 motion to recess for a closed or executive meeting shall include: (1) A
21 statement describing the subjects to be discussed during the closed or
22 executive meeting; (2) the justification listed in subsection (b) for closing
23 the meeting; and (3) the time and place at which the open meeting shall
24 resume. The complete motion shall be recorded in the minutes of the
25 meeting and shall be maintained as a part of the permanent records of the
26 public body or agency. Discussion during the closed or executive meeting
27 shall be limited to those subjects stated in the motion.

28 (b) Justifications for recess to a closed or executive meeting may only
29 include the following, the need:

30 (1) To discuss personnel matters of nonelected personnel;

31 (2) for consultation with an attorney for the public body or agency
32 ~~which~~ *that* would be deemed privileged in the attorney-client relationship;

33 (3) to discuss employer-employee negotiations whether or not in
34 consultation with the representative or representatives of the public body
35 or agency;

36 (4) to discuss data relating to financial affairs or trade secrets of
37 corporations, partnerships, trusts, and individual proprietorships;

38 (5) to discuss matters relating to actions adversely or favorably
39 affecting a person as a student, patient or resident of a public institution,
40 except that any such person shall have the right to a public hearing if
41 requested by the person;

42 (6) for the preliminary discussion of the acquisition of real property;

43 (7) to discuss matters relating to parimutuel racing permitted to be

1 discussed in a closed or executive meeting pursuant to K.S.A. 74-8804,
2 and amendments thereto;

3 (8) to discuss matters relating to the care of children permitted to be
4 discussed in a closed or executive meeting pursuant to K.S.A. 2018 Supp.
5 38-2212(d)(1) or 38-2213(e), and amendments thereto;

6 (9) to discuss matters relating to the investigation of child deaths
7 permitted to be discussed in a closed or executive meeting pursuant to
8 K.S.A. 22a-243(j), and amendments thereto;

9 (10) to discuss matters relating to patients and providers permitted to
10 be discussed in a closed or executive meeting pursuant to K.S.A. 39-
11 7,119(g), and amendments thereto;

12 (11) to discuss matters required to be discussed in a closed or
13 executive meeting pursuant to a tribal-state gaming compact;

14 (12) to discuss matters relating to security measures, if the discussion
15 of such matters at an open meeting would jeopardize such security
16 measures, that protect: (A) Systems, facilities or equipment used in the
17 production, transmission or distribution of energy, water or
18 communications services; (B) transportation and sewer or wastewater
19 treatment systems, facilities or equipment; (C) a public body or agency,
20 public building or facility or the information system of a public body or
21 agency; or (D) private property or persons, if the matter is submitted to the
22 public body or agency for purposes of this paragraph. For purposes of this
23 paragraph, security means measures that protect against criminal acts
24 intended to intimidate or coerce the civilian population, influence
25 government policy by intimidation or coercion or to affect the operation of
26 government by disruption of public services, mass destruction,
27 assassination or kidnapping. Security measures include, but are not limited to,
28 intelligence information, tactical plans, resource deployment and
29 vulnerability assessments;

30 (13) to discuss matters relating to maternity centers and child care
31 facilities permitted to be discussed in a closed or executive meeting
32 pursuant to K.S.A. 65-525(d), and amendments thereto;

33 (14) to discuss matters relating to the office of inspector general
34 permitted to be discussed in a closed or executive meeting pursuant to
35 K.S.A. 2018 Supp. 75-7427, and amendments thereto; ~~and~~

36 (15) for the governor's domestic violence fatality review board to
37 conduct case reviews; *and*

38 *(16) to discuss matters relating to the Kansas electric transmission*
39 *authority permitted to be discussed in a closed or executive meeting*
40 *pursuant to section 4, and amendments thereto.*

41 (c) No binding action shall be taken during closed or executive
42 recesses, and such recesses shall not be used as a subterfuge to defeat the
43 purposes of this act.

1 (d) Any confidential records or information relating to security
2 measures provided or received under the provisions of subsection (b)(12),
3 shall not be subject to subpoena, discovery or other demand in any
4 administrative, criminal or civil action.

5 Sec. 16. K.S.A. 74-99d15 and K.S.A. 2018 Supp. 75-4319 are hereby
6 repealed.

7 Sec. 17. This act shall take effect and be in force from and after its
8 publication in the statute book.