

Kansas Administrative Regulations

Kansas Corporation Commission

Article 1.—Rules of Practice and Procedure

82-1-230a. Settlement agreements.

(a) As used in this regulation, the following definitions shall apply:

(1) "Settlement agreement" means an agreement between parties to a proceeding submitted to the commission to dispose of all or any part of the issues pending for decision.

(2) "Unanimous settlement agreement" means an agreement that is entered into by all parties to the proceeding or an agreement that is not opposed by any party that did not enter into the agreement.

(3) "Nonunanimous settlement agreement" means an agreement that is entered into by fewer than all parties to the proceeding and is opposed by one or more parties.

(b) Unanimous settlement agreements and nonunanimous settlement agreements shall be filed as pleadings and may be approved, rejected, or modified by the commission. A settlement agreement may contain or refer to explanatory material or information in support of the justness and reasonableness of the settlement agreement. A hearing may be conducted by the commission for the purpose of receiving evidence or argument concerning the settlement agreement.

(c) Each party objecting to the settlement agreement shall file a written objection within 10 days after the filing of the settlement agreement or within a shorter time period as directed by the commission. Failure to object in a timely manner shall constitute a waiver of that party's right to object to the settlement agreement.

(Authorized by and implementing K.S.A. 2001 Supp. 55-604, K.S.A. 55-704, K.S.A. 2001 Supp. 66-106, K.S.A. 2001 Supp. 74-616; effective Oct. 10, 2003.)

***** Authenticated Kansas Administrative Regulation *****