

MINUTES OF THE HOUSE AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman John Faber at 3:30 P.M. on February 13, 2008, in Room 783 of the DSOB.

All members were present except:

Representative Doug Gatewood - excused

Committee staff present:

Raney Gilliland, Kansas Legislative Research Department
Emalene Correll, Kansas Legislative Research Department
Hank Avila, Kansas Legislative Research Department
Gordon Self, Revisor of Statutes
Kristen Kellems, Revisor of Statutes
Florence Deeter, Committee Assistant

Conferees appearing before the committee:

Others attending:

See attached list.

John Faber, Chairman, called the meeting to order and requested the members to refer to **HCR 5028 - request to form a partnership with the federal government in order to preserve the productivity of Kansas reservoirs.**

A motion was made by Representative Moxley to amend the bill. Seconded by Representative Powell. Motion carried.

Representative Lukert requested a review of the bill. Tracey Streeter reviewed the resolution. He stated the resolution encourages the federal government, together with the state of Kansas, to formulate a plan to look at the reservoirs beyond their design life. Many of the reservoirs are reaching the point of mid-life or beyond. The resolution helps to achieve that end. Mr. Streeter answered a member's question by stating that maps are currently being constructed for the purpose of determining the amount of sediment.

Back on the motion to add the balloon to **HB 5028**. All members agreed to the amendment. Motion carried.

A motion was made by Representative Moxley to strike the wording on page 1, line 43 and page 2, lines 1-2. Motion was seconded by Representative Powell. Motion carried.

Representative Svaty made a motion to pass **HB 5028** out favorably as amended. Representative Moxley seconded the motion. Motion carried.

Kristen Kellems, Revisor of Statutes, stated the revisions for **Substitute SB 89** - Republican River, disposition of litigation moneys are ready. A motion was made by Rep. Aurand to take the bill off the table. Seconded by Powell. Motion carried.

SB 89 would establish the Republican River Water Conservation Projects Fund (RRWCPF.) Any monies received by the State of Kansas from the State of Nebraska or the State of Colorado because of violations of the Republican River Compact would be distributed as follows: 33.3 percent would be deposited in the State Water Plan Fund for water conservation projects that would be unrestricted by geographic location, and 66.7 percent would be deposited in the RRWCPF, administered by the Kansas Water Office.

Substitute for SB 89 was distributed. Discussion ensued working on page one, balloon one. Representative Powell made a motion to accept the balloon defining the changes outlined on page 1. Representative Aurand seconded the motion. Kristen Kellems, Revisor of Statutes, clarified the changes in Section A, sub-section 2, saying moneys will be allocated to the Nebraska Project Money Fund, and the Colorado Project Money Fund, rather than into the Republican Conservation River Project. Ms. Kellems said the plan provides for one-third to be given to the Upper Republican River, and two-thirds to the Lower Republican River. She said the five percent litigation fund moneys was taken out of the statute.

CONTINUATION SHEET

MINUTES OF THE House Agriculture and Natural Resources Committee at 3:30 P.M. on January 13, 2008 in Room 783 of the DSOB.

Rep. Holmes made a motion to take out language in the balloon that states, “with priority to conservation projects on the upper Republican basin.” Rep. Feuerborn seconded the motion. Motion carried.

Rep. Holmes made a motion to treat this money the same as the Arkansas river money. Motion carried. Division was requested. Ayes - 12, Nays - 2. Motion passes.

Back on **Substitute for SB 89**, Rep. Aurand made a motion to insert language giving priority to conservation projects that would directly enhance Kansas’s ability to stay in compliance with the Republican River Compact. Discussion ensued. Representative Knox seconded the motion.

A motion was made by Rep. Aurand to pass the resolution out favorably as amended. Rep. Moxley seconded the motion. Motion carried.

Staff, Raney Gilliland, Kansas Legislative Research Department, at the request of Representative Powell, reviewed **K.S.A. 32-956**. He said the statute gives discretion to the Secretary of the Department of Wildlife and Parks to have in place regulations concerning the prohibition of certain wildlife in waters and lands.

Motion was made by Representative Powell to pass out favorably **HB 2748**. Seconded by Representative Grange. Motion carried.

SB 267, relating to wildlife; defining the crime of failure to comply with a wildlife and parks citation; amending K.S.A. 2006, Supp. 32-1054, and repealing the existing section was heard in committee last year. Raney Gilliland, Kansas Legislative Research Department, reviewed the supplemental bill. He suggested that some revisions may be needed on this bill since it was introduced in 2007. Chairman Faber made the comment that this bill would need technical amendments. He asked Kristen Kellems, Revisor of Statutes, to explain how a technical amendment would augment this bill. She stated that a technical amendment would update the statute from 2006 to 2007.

A motion was made by Representative Grange that technical amendments be made to **SB 267**. Representative Palmer seconded the motion. Motion carried.

HB 2660, heard previously by the committee, was given consideration. Staff Raney Gilliland stated that this bill deals with the issue of the amount credited from the petroleum inspection fees to the state general fund.

A motion was made by Representative Wolfe to recommend **HB 2660** be passed out favorably. Seconded by Representative Grange. Motion carried.

The meeting was adjourned at 4:20 p.m. The next meeting will be held on February 14, 2008 at 3:30 p.m.