

## MINUTES OF THE HOUSE COMMITTEE ON AGRICULTURE.

The meeting was called to order by Chairman Dan Johnson at 3:30 p.m. on March 15, 2000, in Room 423-S of the Capitol.

All members were present except: Representative Flower - excused

Committee staff present: Raney Gilliland, Legislative Research Department  
Darrell McNeil, Revisor of Statutes Office  
Kay Scarlett, Committee Secretary

Conferees appearing before the committee:  
Marvin Spees, Propane Marketers Association of Kansas

Others attending: See attached list

**Hearing on SB 640 - Scales; annual inspection.**

Chairman Johnson opened the hearing on **SB 640**.

Marvin Spees, Propane Marketers Association of Kansas, testified in support of **SB 640** that would authorize the Secretary of Agriculture to adopt rules and regulations providing for inspection of vapor meters at intervals less frequent than annually as is currently required by statute. He explained that the intent of the bill is to allow the Secretary to make Kansas law conform to the national inspection standard for vapor meters adopted by the National Institute of Standards and Technology. NIST requires vapor meters to be inspected every ten years. He said that not only is an annual inspection unnecessary, presently no one in Kansas is certified to inspect these meters. (Attachment 1)

The hearing on **SB 640** was closed.

**Discussion and action on SB 501 - Enacting the agricultural and specialty chemical remediation act.**

Chairman Johnson opened discussion on **SB 501**.

Representative Schwartz moved to amend **SB 501** as suggested by the Kansas Grain & Feed Association and the Kansas Fertilizer and Chemical Association on page 5, in line 18, by striking "agricultural or" and after "distributors" by inserting "or retailer"; in line 19, by striking "or" and inserting "and."; and on page 7, in line 42, by striking "disinfectant" and inserting "an antimicrobial pesticide as defined by 7 U.S.C. Sec. 136 (mm)." (Attachment 2)  
Seconded by Representative Feuerborn, the motion carried.

Representative Schwartz then moved to amend **SB 501** as requested by the Kansas Department of Health and Environment on page 5, in line 13, after "Kansas" by inserting "agricultural"; and on page 7, in lines 1, 2, 8 and 10, after "Kansas" by inserting "agricultural." (Attachment 3)  
Seconded by Representative Larkin, the motion carried.

Darrell McNeil, Revisor of Statutes Office, explained technical changes to amend **SB 501** on page 4, in line 21, by striking "(a)"; on page 5, in line 24, by striking "(c)" and inserting "(b)"; in line 39, by striking "(d)" and inserting "(c)"; in line 41, by striking "(e)" and inserting "(d)"; and in line 42, by striking "(f)" and inserting "(e)." (Attachment 4)  
Representative Schwartz moved to make the necessary technical amendments. Seconded by Representative Light, the motion carried.

Representative Light proposed to amend **SB 501** on page 11, lines 11 and 27, to clarify that Federal Farm Credit Banks can participate in the Kansas agricultural production loan deposit program. The motion was seconded by Representative Weiland. (Attachment 5)  
The revisor explained amendments prepared by staff on page 2, line 14, and on page 11, line 11 and 29, to clarify the same issue. (Attachment 6)  
Derl Treff with the Pooled Money

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Investment Board didn't believe the amendments were necessary as it is covered under K.S.A. 75-4201 in the statutes. Raney Gilliland proposed that the definitions concerning eligible lending

institutions relating to institutions of the farm credit system in both the remediation section and the production loan section of the bill should be the same. He suggested incorporating the more extensive language in the definition on page 11, lines 24-29, into the definition section on page 1, lines 41-43. Representative Light, with Representative Weiland's consent, withdrew his amendment. Representative Light then moved to adopt the amendment suggested by Mr. Gilliland to make the two definitions identical. Seconded by Representative Weiland, the motion carried.

Representative Larkin, seconded by Representative Faber, moved to make the low interest linked deposit loan program available for grain storage facilities. It was noted by the committee that a sales tax exemption for grain storage construction is being worked in the House Tax Committee and that a federal low interest loan program for grain storage is under consideration. Representative Larkin, with Representative Faber's consent, withdrew his amendment.

Mr. Treff with the Pooled Money Investment Board suggested a conceptual amendment to SB 501 that the interest rate in both sections of the bill shall be recalculated on the first business day of each calendar year using the market rate then in effect. Representative Weiland moved to reset the interest rate each year. Seconded by Representative Schwartz, the motion carried.

Representative Larkin moved to make the activities of both sections of SB 501 subject to review by the Legislative Division of Post Audit. Seconded by Representative Mollenkamp, the motion carried.

Representative Schwartz moved to pass SB 501 as amended. The motion was seconded by Representative O'Brien. The motion carried.

### **Discussion and action on SB 531 - Revision to the Kansas egg law.**

Chairman Johnson opened discussion on **SB 531**. Representative Freeborn moved to amend SB 531 on page 2, in line 13, by adding the word "ambient" before the word "temperature" as suggested by the Secretary of the Department of Agriculture. Seconded by Representative Schwartz, the motion carried.

Representative Compton moved that SB 531 be passed as amended. Seconded by Representative O'Brien, the motion carried.

### **Discussion and action on SB 534 - Establishing a center of excellence at KSU for sustainable agriculture; alternative food, fiber and medical crops; and marketing assistance for alternative crops.**

Chairman Johnson opened **SB 534** for discussion. Raney Gilliland explained the amendment by the Senate Agriculture Committee making the appointment of a coordinator for the center subject to appropriations. He will provide a modified supplemental note reflecting the new fiscal note. Representative Larkin, seconded by Representative Thimesch, moved to pass SB 534. The motion carried.

### **Discussion and action on SB 532 - Licensing electronic auctions.**

Discussion was opened on **SB 532**. Representative Tedder moved to pass SB 532 favorably. Seconded by Representative Feuerborn, the motion carried.

### **Discussion and action on SB 533 - Allowing the livestock commissioner to charge on-site inspection and mileage fees for brand inspections.**

Chairman Johnson opened discussion on **SB 533**. Representative Feuerborn moved to amend the definition of "resident owner of cattle" and to repeal the definition for "board" in K.S.A. 47-434 as suggested by the Kansas Livestock Association. It was noted that the Livestock Commissioner concurred with these changes. Seconded by

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Representative Schwartz, the motion passed.

Representative Feuerborn moved to pass SB 533 as amended. Seconded by Representative Showalter, the motion carried.

**Discussion and action on SB 586 - Reimbursement for warranty work on farm equipment, outdoor power equipment, and lawn and garden equipment.**

Chairman Johnson opened SB 586 for discussion. Representative Thimesch moved to amend SB 586 to include reimbursement for warranty work on household appliances. Seconded by Representative O'Brien, the motion failed.

Representative Aurand moved to table SB 586. Seconded by Representative Light, the motion carried.

**Discussion and action on SB 588 - Contracts for farm equipment, outdoor power equipment, and lawn and garden equipment.**

Discussion was opened on SB 588. Representative Thimesch moved to include household appliances in the buyback provisions of SB 588. Seconded by Representative Larkin, the motion failed.

Representative Schwartz, seconded by Representative O'Brien, moved to pass SB 588. The motion failed.

**Discussion and action on HCR 5063 - Concurrent Resolution supporting establishment of a center of excellence in Kansas for the scientific study of medicinal plants.**

Chairman Johnson opened HCR 5063 for discussion. Representative Larkin, seconded by Representative Dahl, moved to adopt HCR 5063. The motion carried.

**Discussion and action on SB 640 - Scales; annual inspection.**

The Chairman opened discussion on SB 640. Representative Larkin moved that SB 640 be passed favorably and because the bill is of a noncontroversial nature be placed on the consent calendar. Seconded by Representative O'Brien, the motion carried.

The meeting adjourned at 5:00 p.m. The next meeting is scheduled for March 20, 2000.