AN ACT concerning agriculture; relating to agricultural boards and 
advisory bodies; amending K.S.A. 2011 Supp. 2-3709, 74-552, 74-553, 
74-555 and 74-50,163 and repealing the existing sections; also 
repealing K.S.A. 74-551.

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

Section 1. K.S.A. 2011 Supp. 2-3709 is hereby amended to read as 
follows: 2-3709. (a) There is hereby created the Kansas agricultural 
remediation board. The board shall consist of five members appointed by 
the governor. Of the five members, one shall be a representative of 
agricultural retailers, one shall be a representative of agricultural 
producers, one shall be a representative of agricultural processors, one 
shall be a representative of specialty chemical distributors or retailers and 
one shall be a representative of agricultural and specialty chemical 
registrants. Not more than three voting members shall be members of the 
same political party. One representative of the Kansas department of 
agriculture and one representative of the Kansas department of health and 
environment shall serve as members of the board \textit{ex officio}.

(b) (1) Members appointed by the governor shall be subject to 
confirmation by the senate as provided by K.S.A. 75-4315b, and 
amendments thereto. Except as provided by K.S.A. 46-2601, and 
amendments thereto, no person appointed to the board, whose appointment 
is subject to confirmation shall exercise any power, duty or function as a 
member of the board until confirmed by the senate. Except as provided by 
this section, the term of office of each member of the board shall be four 
years. The initial appointments to the board shall be as follows: Two 
members shall be appointed for terms of two years, two members shall be 
appointed for terms of three years and one member shall be appointed for a 
term of four years. The governor shall designate the term of office for each 
member appointed to the first board. Each member shall serve until a 
successor is appointed and confirmed. Whenever a vacancy occurs in the 
membership of the board prior to the expiration of a term of office, the 
governor shall appoint a qualified successor to fill the unexpired term.

(2) The terms of members appointed pursuant to paragraph (1) of this 
subsection who are serving on the board on the effective date of this act 
shall expire on March 15, of the year in which such member's term would
have expired under the provisions of this section prior to amendment by this act. Thereafter, members shall be appointed for terms of four years and until their successors are appointed and confirmed.

(c) The governor shall designate the chairperson and vice-chairperson of the board from the members of such board.

(d) Meetings shall be held as determined by the board.

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

Sec. 2. K.S.A. 2011 Supp. 74-552 is hereby amended to read as follows: 74-552. (a) There is hereby established within the Kansas department of agriculture a grape and wine industry advisory council consisting of no less than nine members who shall be appointed by the secretary of agriculture. The membership of such council shall include:

(1) One member representing the college of agriculture at Kansas State University from a Kansas higher education institution involved in related academic or research enterprises;

(2) no less than two members representing the commercial grape growing industry, with one appointed by each of the state's grape and wine industry organizations that are registered and in good standing with the secretary of state's office;

(3) no less than two members representing the licensed farm winery industry, with one appointed by each of the state's grape and wine industry organizations that are registered and in good standing with the secretary of state's office;

(4) one member representing the who is a licensed wine distributors industry distributor or wholesaler;

(5) one member representing the who is a licensed retail liquor industry store owner;

(6) one member representing the tourism industry of Kansas who is a registered agritourism operator; and

(7) one member representing the public at large having experience in marketing with marketing or business development expertise.

(b) The members of the advisory council shall be appointed for terms as follows: (1) Four members shall be appointed for terms ending on June 30, 1995, and (2) five members shall be appointed for terms ending on June 30, 1996. After the expiration of the initial terms of such members, all members shall be appointed for terms of two years. All members of the council shall be appointed for terms ending on June 30, 2016. All vacancies shall be filled by appointment for the remainder of the unexpired term of the member creating the vacancy.

(c) The secretary of the Kansas department of agriculture and
secretary of the Kansas department of wildlife, parks and tourism, or their
designees, shall designate staff as nonvoting, ex officio members of the
council. The director of the state alcoholic beverage control division of the
Kansas department of revenue or such director's designee shall also be a
nonvoting, ex officio member.

(e) (d) The advisory council shall organize **annually** biannually by the
election from the council's membership a chairperson and a vice-
chairperson. The advisory council shall adopt such rules of procedure as
the council deems necessary for conducting the council's business.

(e) The provisions of this section shall expire on July 1, 2016.

Sec. 3. K.S.A. 2011 Supp. 74-553 is hereby amended to read as
follows: 74-553. (a) The grape and wine industry advisory council shall
have the following duties, authorities and powers:

(b) determine and recommend specific research programs and
priorities at Kansas state university;

(e) (2) facilitate improved communication and interaction among
grape and wine producers, wine and liquor wholesalers and retailers,
governmental agencies, both federal and state, and state tourism interests;

(d) determine and recommend specific marketing program priorities
to assist in promoting and marketing the state's grape and wine industry;

(e) (3) develop and recommend a long-term plan for financing
continued programs for promotion, marketing, research and extension in
support of the Kansas grape and wine industry; and

(f) (4) report to the Kansas department of agriculture and to the
standing agriculture committees on agriculture of the senate and house of
representatives of the legislature on the status of the Kansas grape and
wine industry.

(b) To facilitate the organization and start-up of such plan and
structure, the Kansas department of agriculture shall provide
administrative assistance until such time as the advisory council has
resources to provide staffing on its own.

(c) The provisions of this section shall expire on July 1, 2016.

Sec. 4. K.S.A. 2011 Supp. 74-555 is hereby amended to read as
follows: 74-555. (a) There is hereby created the dairy marketing advisory
board. The board shall be within the Kansas department of agriculture.

(b) The members of the dairy marketing advisory board shall be
appointed by the governor secretary of agriculture. The board shall consist
of five seven members, of such, two which:

(1) Four members shall be dairy farmers, (A) one appointed by the
Kansas dairy association; (B) one appointed by the Kansas livestock
association; and (C) two appointed by the secretary; one member (2) two members shall represent the milk handlers and processors of the state; and (3) one member shall be a consumer of milk; and one member shall be the acting secretary of agriculture or the secretary's designee. The Kansas dairy association may make nominations to the governor for consideration as appointments to the dairy marketing advisory board. The dean of the college of agriculture at Kansas state university shall appoint a faculty member with dairy expertise who shall serve as a nonvoting, ex officio member. The program director of the Kansas department of agriculture dairy program shall serve as board coordinator.

(c) Except as provided by this subsection, members of the board shall serve for three year terms and until successors are appointed and qualified. Of the first five seven members appointed, two three shall serve for one year, two shall serve for two years, and one two shall serve for three years. The terms of members who are serving on the board on the effective date of this act shall expire on March 15, of the year in which such member's term would have expired under the provisions of this section prior to amendment by this act. Three Five members shall constitute a quorum. Vacancies on the board shall be filled in the same manner as original appointments are made. The board may remove any of the board members for cause after hearing. Not more than three members of the board shall be of the same political party.

(d) Members of the board shall receive no compensation for such members' services, but may be reimbursed for actual and necessary expenses incurred by such members in the performance of such members' duties.

(e) The dairy marketing advisory board shall:

(1) Study and evaluate the need for establishing a statewide milk marketing order. Advise the Kansas department of agriculture and other state agencies on dairy industry initiatives, concerns and needs;

(2) make recommendations as to the implementation of milk marketing orders, and facilitate and improve communication and interaction among small, mid-size and large dairy producers, as well as cooperatives, small and large processors and state agencies;

(3) advise the department's agricultural marketing program on efforts to promote and market the state's dairy industry;

(4) advise the department's dairy program on inspection fees;

(5) advise the program director of the department's dairy program concerning federal milk regulations; and

(6) prepare and submit to the standing agriculture committees of the legislature a report of its findings and recommendations on the status of the dairy industry on or before February 1 each year.

Sec. 5. K.S.A. 2011 Supp. 74-50,163 is hereby amended to read as
follows: 74-50,163. (a) There is hereby created an agriculture products development an agriculture marketing and promotions advisory board. Members shall be appointed by the governor as follows, one member shall be a representative of the livestock industry, one member shall be a representative of a farmer's cooperative active in community economic development, one member shall be a representative of a commodity group, two members shall be representatives of entrepreneurs in a value added business, one member shall be a financial or investment banker or a seed capital fund manager and one member shall be from the marketing section of the agriculture products development division of the department of commerce secretary of agriculture. The board shall consist of no less than nine and no more than 12 members. Each member appointed to the advisory board shall be recognized for knowledge and leadership in at least one of the following sectors: Livestock industry, commodity production, specialty crop production, local foods or farmers' markets, restaurant and food service industry, value-added or entrepreneurial agriculture, agricultural education, rural economic development, food processing, finance and banking, agricultural cooperatives and marketing or economics.

(b) Of the members first appointed to the board, the governor secretary of agriculture shall designate four five whose terms shall expire June 30, 1998 2014, and three whose the remaining members' terms shall expire on June 30, 2000 2016. After the expiration of such terms, each member shall be appointed for a term of four years until a successor is appointed and qualified.

(c) A vacancy on the board of a member shall be filled for the unexpired term by appointment by the governor secretary of agriculture.

(d) The governor shall appoint a chairperson The board shall organize by election of a chairperson, vice-chairperson and such other officers as the board deems appropriate.

(e) The board shall meet as the chairperson or a majority of the board members determine.

(f) The board shall advise the secretary of commerce agriculture and the agriculture products development division marketing and promotions program on issues and concerns of agriculture product development and technical assistance for such marketing, promotions and agribusiness development.

Sec. 6. K.S.A. 74-551 and K.S.A. 2011 Supp. 2-3709, 74-552, 74-553 and 74-555 are hereby repealed.

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