

SESSION OF 2006

**CONFERENCE COMMITTEE REPORT BRIEF  
HOUSE BILL NO. 2798**

As Agreed to March 28, 2006

**Brief\***

HB 2798 would extend the immunity from liability for owners of anhydrous ammonia until July 1, 2016. Under current law, owners of anhydrous ammonia are not held liable or subject to a lawsuit for any negligent act which may cause personal injury, death, or other loss to a third party based on a tamperer's actions, with a sunset of July 1, 2006.

**Conference Committee Action**

The Conference Committee agreed to extend the sunset until July 1, 2016.

**Background**

At the hearing on the bill, the only conferee was a spokesperson for the Kansas Grain and Feed Association. This conferee indicated that when the law was initially passed to protect those who were in lawful possession of anhydrous ammonia from any liability from those who may be injured by tampering with that substance. Anhydrous ammonia is an ingredient in the manufacture of methamphetamine. Other proponents had written testimony only. These proponents represented the Kansas Cooperative Council and the Kansas Farm Bureau. Additional written testimony was provided by a representative of the Kansas Trial Lawyers Association. That group's preference is that the legislative be allowed to sunset.

The Senate Committee on Agriculture amended the bill to make the immunity from liability for owners of anhydrous ammonia permanent. The bill as introduced would have extended the sunset on this immunity from the current July 1, 2006 to July 1, 2009.

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\*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. The conference committee summary report may be accessed on the Internet at <http://www.kslegislature.org>

The fiscal note on the bill as introduced indicates that passage of the bill would have no fiscal effect.