

Approved: February 24, 2010

Date

MINUTES OF THE HOUSE AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman Larry Powell at 3:30 p.m. on February 2, 2010, in Room 783 of the Docking State Office Building.

All members were present except:

Representative Johnson - Excused

Representative Wetta - Excused

Committee staff present:

Jason Thompson, Office of the Revisor of Statutes

Daniel Yoza, Office of the Revisor of Statutes

Corey Carnahan, Kansas Legislative Research Department

Raney Gilliland, Kansas Legislative Research Department

Pat Matzek, Committee Assistant

Conferees appearing before the Committee:

Erik Wisner, Policy Analyst, Kansas Department of Agriculture

Others attending:

See attached list.

Chairman Powell opened the meeting advising of hearings being conducted today on **HB 2566** - Food and drug inspection duties under the department of agriculture, and **HB 2567** - Notice requirements for termination of water rights. Chairman Powell then introduced Erik Wisner, Policy Analyst, Kansas Department of Agriculture.

Hearing on HB 2566 and HB 2567:

PROPONENTS:

Erik Wisner, Policy Analyst, Kansas Department of Agriculture (KDA), spoke as a proponent on **HB 2566** (Attachment 1), advising the bill makes several technical changes to the Food, Drug and Cosmetic Act. Mr. Wisner further stated the proposed amendments in **HB 2566** would change all references to the Kansas Department of Health and Environment in the Kansas Food, Drug and Cosmetic act to the Kansas Department of Agriculture as it relates to regulating over the counter drugs and cosmetics. The amendments would simply codify in law current practices and provide clarity to the regulated community.

Erik Wisner, Policy Analyst, Kansas Department of Agriculture, spoke as a proponent on **HB 2567** (Attachment 2), stating the bill makes several changes to the Kansas Water Appropriation Act. Mr. Wisner also commented that **HB 2567** will change the existing requirement that the Chief Engineer send certain notices by certified mail and will impact notices sent to water right and permit holders notifying them they have 60 days to request an extension in time to perfect their water right or complete their diversion works. These notifications will be sent by first-class, postage-prepaid mail as opposed to certified mail saving the KDA approximately \$8,650 yearly in mailing costs and staff time. Additionally, **HB 2567** also includes a statute which requires a person to notify the division of water resources within 60 days if there is a change of ownership or if the name or address of the owner changes.

Lane Letourneau, Program Manager, Division of Water Resources, Kansas Department of Agriculture, also answered questions posed by members of the Committee.

Written testimony in support of **HB 2567** was provided by Wayne A. Bossert, Northwest Kansas Groundwater Management District No. 4 (Attachment 3).

The hearing was closed on **HB 2566** and **HB 2567**.

Chairman Powell requested Committee members to approved meeting minutes dated 1-12, 1-13, 1-19, 1-20, 1-21, 1-25, 1-26 and 1-27. Daniel Yoza, Office of the Revisor of Statutes, stated there was a question concerning the January 20 minutes, wherein Representative Lukert made a motion to introduce a resolution

2/02

CONTINUATION SHEET

Minutes of the House Agriculture and Natural Resources Committee at 3:30 p.m. on February 2, 2010, in Room 783 of the Docking State Office Building.

urging Congress and the Federal Environmental Protection Agency to not enact needless restrictive regulations on Kansas livestock producers. Representative Lukert made a motion to withdraw the introduction of the above-referenced resolution. Representative Fund seconded the motion. The motion carried.

A motion was made to approve the meeting minutes. Representative Hayzlett seconded the motion. The motion carried.

The next meeting is scheduled for February 8, 2010.

The meeting was adjourned at 4:10 p.m.