

MINUTES OF THE HOUSE COMMITTEE ON AGRICULTURE AND LIVESTOCK

Held in Room 423-S, at the Statehouse at 9:00 a. m. / pm, on March 25, 19 81

All members were present except:

The next meeting of the Committee will be held at 9:00 a. m. / pm, on March 26, 19 81

These minutes of the meeting held on March 25, 19 81 were considered, corrected and approved.

  
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Chairman

The conferees appearing before the Committee were:

Senator Norvell  
Freeman Biery, Director, Weed & Pesticide Division, SBOA  
Jim Putney - President, Aerial Applicators, Abilene, KS.  
Ken Stielow, Paradise, KS.  
John Blythe - Kansas Farm Bureau  
Art Sommer - Sommer Seed Co., Inc.  
Ron Gaches - Kansas Association of Commerce and Industry  
Don Horttor, Trust Division, Kansas Bankers Association  
John Crofoot - Kansas Association of Wheat Growers  
Dee Likes - Kansas Livestock Association  
Ed Maulder - Pioneer International, Hutchinson, KS.

Chairman Beezley called the meeting to order and welcomed the group from the Farmers Union that was sitting in on the Committee.

SB 257 - Prohibiting use of state general fund money to purchase imported meats. Senator Norvell addressed the committee on his bill, went through it briefly and answered the committee's questions. Chairman Beezley said that action would be taken on this bill at a later date.

HCR 5015 - A Concurrent Resolution concerning marking aircraft. Freeman Biery, Director, Weed and Pesticide Division, State Board of Agriculture, Explained the regulations authorizing the use of a decal to mark aircraft used by licensed pesticide spray applicators. Mr. Biery answered several questions put by the Committee. (See Attachment I).

Mr. Jim Putney, President, Aerial Applicators, Abilene, Kansas concurred with what Mr. Biery had to say with his few comments to the committee.

SB 298 - Agricultural land, relating to the acquisition and use thereof. Mr. Ken Stielow, Paradise, Kansas, spoke of his views in relation to the corporation and the farm. Personally, he is not afraid of the word, corporation. A corporation is a useful tool and we should look to a simple and workable solution in regard to this bill.

Mr. John Blythe, Kansas Farm Bureau, read the organization's stand on this issue. The Kansas Farm Bureau does support this legislation. They cannot support legislation that would restrict the feedlot industry. They do support the amendments that Mr. Likes offered yesterday. Mr. Blythe offered his amendment. (See Attachment II).

Mr. Art Sommer - Sommer Seed Co., Inc. stated that there were different parts of the bill that he found trouble with. He cited line 45, on page 1. He introduced Mr. Ed Maulder, a Pioneer employee from Hutchinson, Kansas, who answered a few questions asked him by Chairman Beezley.

Mr. Ron Gaches - Kansas Association of Commerce and Industry stated that he would not be pleased to see an Interim Study done. He said the grandfather clause, page 5, needs more work done on it. He would be glad to work with the subcommittee to help on the bill. Chairman Beezley mentioned that he had added an additional two members to the subcommittee. In addition to Reps. Waggener, Hinshaw and Hagerman, he has added Reps. Schmidt and Knopp.

Mr. Don Horttor, Trust Division, Kansas Bankers Association said that he had not intended to speak but just to point out the concern to not destroy estate planning from the trust standpoint. He also cleared up a point made by Mr. Yoxall of Liberal, Ks. the day before and discussed a few other facets of the bill.

Mr. John Crofoot, Kansas Association of Wheat Growers, made a few comments on SB 298, making the same point several others had made regarding the clearing up of a few parts of the bill.

Chairman Beezley through the meeting open to questions from the committee to any of the conferees. Much discussion was given to the feedlot section of the bill and Mr. Likes of the Kansas Livestock Association answered several questions. Other questions regarding specific wording such as "person", "individual", "fiduciary capacity" etc. were asked and different viewpoints given.

Chairman Beezley stated that SB 318 and SB 319 would be taken up tomorrow. SB 286 would be taken up Monday.

Rep. Smith moved the minutes of the three previous meetings be approved.  
Rep. Teagarden gave a second to the motion. The motion carried.

The meeting was adjourned.

Name	Town	Representing
John Blythe	Manhattan	KFB
Mark Little	Topeka	Self
Don Hertler	Topeka	V. Bunker (Trust Business)
Jim Gutney	Dunkirk	BAAA
Ken St. John	Paradise	Self
Joe Gabe	Topeka	KFB
Al Perry	KC FGA	
Jim Hunt	KAWC	Types
Paul E. Fleener	Manhattan	Kansas Fagin Bureau
Art Lamm	Topeka	K Seed & Co
Ed Schaub	Topeka	Southwestern Bell Tel Co.
Michael Egan	Topeka	Kansas Railroad Association
Caryn Blakemore	Topeka	Rep Mike Hayden
Norman Harper	Healy	AAM
Bob K. Jr	Concordia	Farmer Union
Vernon Davis	Ramona	" "
Bonnie Davis	Ramona	Farmer's Union
Shelly Mead	Larned	Farmer's Union
Jack Trontager	Larned	Farmer's Union
Carl Vopato	Maysville	Farmer's Union
Tracy Scharte	Belpre	Farmer's Union
Kay Roman	Concordia	Farmer's Union
Lon Buckland	Concordia	Farmer's Union
Brian Clemens	Jamestown	Farmer's Union
Shelly Roman	Ames	Farmer's Union
Jimmy Johansen	Ames	Farmer's Union
Lisa Thomas	Jamestown	Farmer's Union
Darin Ringer	"	"
Jim Waters	Concordia	"
Jame Fall	Jamestown	"
Pat Havel	Concordia	"
Tony Johansen	Ames	"

Robert Ready Clyde Farmers Union  
Bill Dorman Concordia FL



# KANSAS STATE BOARD OF AGRICULTURE

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Weed & Pesticide Division  
FREEMAN E. BIERY, *Director*  
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W. W. DUTSMAN  
*Secretary*

## MEMO

TO: Agriculture and Livestock Committee  
House of Representatives

FROM: Freeman E. Biery, Director  
Weed and Pesticide Division  
State Board of Agriculture

DATE: March 24, 1981

RE: Regulations authorizing the use of a decal to mark aircraft used by  
licensed pesticide spray applicators.

The decal was used to mark registered equipment used for pesticide applications under the statute from 1951 to 1976.

When the Pest Control act and the Kansas Pesticide Use Law were combined into the Kansas Pesticide Law this requirement was not retained since it did not seem necessary for all types of businesses to use the decal marking of their equipment.

The legislature, recognizing that the decal marking had been an important enforcement tool, gave the Secretary of the Board of Agriculture authority to require registration and marking of equipment by rules and regulations. (K.S.A. 2-2456)

In the interest of not over regulating, the Board of Agriculture decided not to require the marking immediately but to see how enforcement would progress without the marking procedure.

It was soon determined that a useful tool had been lost, especially regarding aircraft. The original law had included ground equipment.

The use of a decal makes it possible for any citizen to quickly determine whether application equipment is licensed. A request was received from the Kansas Aerial Applicators Association, requesting the decal system, in order to police their own ranks. Kansas and other states have asked the citizenry to check any spray plane, if given an opportunity, to see if it has a decal marking. If the aircraft does not have the marking, the citizen writes or calls the "N" number of the plane to the Weed and Pesticide Division and asks why.

With limited staff it is obvious that this type of assistance is needed. I know of no other state which wishes to relinquish the decal as an enforcement tool.

Attachment #

John Blythe  
Ks. Farm Bureau

line 172

(9) Agricultural land held or leased by a corporation engaged in the business of operating a commercial feed lot, as defined in KSA 47-1501, in such acreage as is reasonable for the operation of the feedlot.