

Approved \_\_\_\_\_

Date

*Fred A. Kerr*

3/2/83

MINUTES OF THE SENATE COMMITTEE ON AGRICULTURE AND SMALL BUSINESS

The meeting was called to order by Senator Fred A. Kerr at \_\_\_\_\_  
Chairperson

10:00 a.m./p.m. on Tuesday, March 1, 1983, 19\_\_ in room 423-S of the Capitol.

All members were present ~~except~~

Committee staff present: Bruce Hurd, Revisor's Office  
Raney Gilliland, Research Department  
Lorraine Cobb, secretary

Conferees appearing before the committee:

Jim Yonally, National Federation of Independent Businesses  
Senator Norma Daniels  
Brian Moline, KCC General Counsel

Senator Norvell moved the committee minutes of February 24, 1983 be approved, seconded by Senator Arasmith. Motion carried.

Senator Kerr announced there would be a Joint House-Senate Committee meeting on Thursday, March 10, at 9 a.m., and that tomorrow, Wednesday, March 2, action would be taken on the three bills in committee.

SENATE BILL 367

Jim Yonally stated the language beginning on line 37 "that the..." through line 38 should be deleted. He called attention to the two important words on lines 23 and 24 "shall consider". He felt the legislature in its action concerning the earlier sales tax payment and earlier withholding payment to the state had given the small businesses the consideration now requested from state agencies.

Answering Senator Allen's question for the definition of a small business, Mr. Yonally read K.S.A. 75-6003. Senator Karr questioned the possibility of going further and asking for an impact statement. Mr. Yonally stated he felt by passage of this bill it would be a simple policy statement by the legislature and that should be sufficient for now.

Senator Reilly pointed out we have a Rules and Regulations Committee before whom they could testify regarding same. Mr. Yonally stated small businesses have perhaps one or two persons involved in management and they would have to close up shop to attend such meetings. He stated he has made the NFIB members more aware of this process, however.

Senator Norvell inquired if Mr. Yonally had specific examples of such hardships. Mr. Yonally stated they would be difficult to get. Senator Norvell stated he is on the Rules and Regulations Committee and they do all they can to not create too much paper work or hardship on anyone.

Senator Norma Daniels stated she was a member of the Midwestern Conference of the Council of State Governments and she learned that Illinois effective January 1, 1982 had a small business flexibility law. Senate Bill 367 is similar to the Illinois law and she expressed support for it.

Brian Moline spoke in favor of an amendment to the bill exempting businesses which are regulated through the state regulatory scheme. It should be consistent with the intent of the state regulatory scheme. A number of times laws are enacted which are in conflict with another law.

(MORE)

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON AGRICULTURE AND SMALL BUSINESS,  
room 423-S, Statehouse, at 10:00 a.m.~~a.m.~~ on Tuesday, March 1, 1983, 19   .

Mr. Moline stated regulation of utilities is a legislative act. Answering Senator Allen's question as to how he interprets "shall consider", Mr. Moline stated it would mean permissive and not mandatory. Since we already have mandatory laws he feels this bill would cloud the issue.

Replying to Senator Kerr's question if other states have seen the need to make this kind of exemption, Mr. Moline stated he just became aware of this bill and had not inquired relative to other states having such a law. Senator Kerr inquired if it could be determined if other states do have such a law, the contents thereof, how long they have been effective, and if they have caused undue problems.

SENATE BILLS 204, 295 and 367

Senator Kerr asked that any amendments or information pertaining to these bills be brought before the committee tomorrow when action will be taken.

The meeting was adjourned.

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SENATE

AGRICULTURE AND SMALL BUSINESS COMMITTEE

10:00 a.m., Room 423-S

Tuesday, March 1, 1983

Date

NAME

ADDRESS

ORGANIZATION

Jim Youally	Topeka	NFIB/Kansas
Chris Walker	Mayetta	Kans VFD
Bruce Malin	Topeka	KCC