

MINUTES OF THE House COMMITTEE ON Agriculture and Livestock

The meeting was called to order by the Chairman, Bill Fuller at  
Chairperson

9:00 a.m./~~p.m.~~ on February 10, 1984 in room 423-S of the Capitol.

All members were present except: Rep. Solbach, who was excused.

## Committee staff present:

Raney Gilliland, Legislative Research Department  
Kathleen Moss, Committee Secretary

## Conferees appearing before the committee:

The meeting was called to order by the Chairman, who announced that discussion would continue on bills previously heard, and action was possible. He noted that HB 2299, relating to moisture meter testing has been heard and the subcommittee has a report ready on HB 2682, concerning authority to use grain commission funds. He reminded members that HB 2299 had been tabled on February 9th and would need to be removed for discussion.

It was moved by Rep. Johnson and seconded by Rep. Roenbaugh that HB 2299 be removed from the table. Motion carried without dissent. The Chairman explained that the substitute motion on February 8th had eliminated the amendment proposed by Rep. Apt. Rep. Apt said she had visited with the sponsor who asked that the bill not be amended, and she did not re-offer the amendment.

It was noted that the Kansas Grain Inspection Department felt they should be exempt from the provisions of the bill, and that could be accomplished by amending Line 36 in Section 2, to insert the words "except the Grain Inspection Department." It was moved by Rep. Polson and seconded by Rep. Eckert that the amendment be adopted. Motion carried.

Rep. Harper's proposed amendment requiring someone from Weights and Measures to check the meters over the state and tag them if found out of compliance; and then when back in compliance, put them back in use, was discussed. It was pointed out that funding would come from the general fund. It was moved by Rep. Buehler and seconded by Rep. Eckert that the amendment be adopted. Motion carried.

John O'Neil appeared to clarify several points on the bill. He reported he had contacted other states which have implemented this requirement and feels there would not be as much rejection as might be anticipated. He expressed the opinion it would take one inspector about three years to cover the state. He explained they would run both high and low moisture products through each meter (corn, soybeans, wheat, milo). It was moved by Rep. Polson and seconded by Rep. Roenbaugh, that a two year sunset be placed on the bill and that it be passed favorably, as amended. Motion carried 10 to 9. Rep. Shelor asked to be recorded as voting no.

Rep. Niles offered the subcommittee report on HB 2682. She said she had met with Representatives Long and Solbach, and with Norman Furse and Raney Gilliland and discussed what could legally be done. They had concluded the restriction could not be done legally.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Agriculture and Livestock,  
room 423-S Statehouse, at 9:00 a.m.~~pm~~ on February 10, 1984

It was moved by Rep. Niles and seconded by Rep. Teagarden that HB 2684 be reported adversely. Staff emphasized they had not advised that the bill was unconstitutional but Rep. Solbach had problems with delegating authority of the legislation to authorize expenditure of state funds. Upon vote, the motion carried.

Rep. Teagarden asked if Mr. O'Neil (Weights and Measures Division) could prepare some material concerning the cost of a schooling or education program for moisture meter testing. He agreed to submit the information later.

The meeting was adjourned at 9:53 A.M. The next meeting is scheduled for February 14, 1984, 9:00 A.M., Room 423-S.