

Approved 2/20/85  
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS

The meeting was called to order by Senator Edward F. Reilly, Jr. at  
Chairperson

11:00 a.m. ~~on~~ February 13, 1985 in room 254-E of the Capitol.

All members were present ~~except~~:

Committee staff present:

Fred Carman, Assistant Revisor of Statutes  
Emalene Correll, Legislative Research  
June Windscheffel, Committee Secretary

Conferees appearing before the committee:

Dr. Barbara Sabol, Director, Kansas Department of Health and Environment  
Harold Spiker, Kansas Department of Health and Environment  
Gene Yockers, Director, Kansas Real Estate Commission

The Chairman called the Committee's attention to the packet of Minutes for February 12, 11, and January 31, 28 and 25, 1985, and asked the Committee to review them.

SB20 - transportation of nuclear materials not subject to public record disclosure: Proposal No. 44.

The Chairman called the Committee's attention to SB20. He introduced Dr. Barbara Sabol, Director, of the Kansas Department of Health and Environment, and Harold Spiker of that Department, who were present to discuss and answer questions concerning the bill. A copy of Mr. Spiker's prepared testimony is Attachment #1. It states that the Department supports the proposed legislation and requests two items they previously presented.

Senator Walker moved to amend SB20 on line 35 after the semicolon and to insert "or a licensee of the Nuclear Regulatory Commission." 2d by Senator Anderson. Motion carried.

Senator Daniels moved adoption of the 10-day limitation on non-disclosure. 2d by Senator Martin. Motion carried.

The Chairman called the Committee's attention to a request from Scott Nease requesting a Committee bill which deals with the handicapped concerning public restroom facilities. He asked Emalene Correll to brief Committee concerning statutes concerning this. She said that public or governmental buildings constructed or undergoing major renovation after January 1, 1979, must meet standards for acceptability by the handicapped.

SB105 - fees for licensing of real state brokers and salespersons.

Senator Arasmith asked Staff to report back concerning the failure to pass of last year's legislation in this issue. Staff reported that it was because it got tied up with the issue of not exempting the homebuilders from real estate brokers' licenses. Senator Reilly stated that Gene Yockers and Jean Duncan of the Kansas Real Estate Commission were present this morning. The Chairman said that Mr. Yockers had testified at an earlier meeting that it is their intent to go back to annual licensing rather than biennial. The Chairman then called upon Mr. Yockers for testimony.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS,  
room 254-E, Statehouse, at 11:00 a.m./~~xxxx~~ p.m. on February 13, 1985.

Mr. Yockers said the the intent of the Commission is to try to clean up some of the language that will tie to this. He said they would like to have this bill passed as it is written. They are still for the option of licensing biennially at this time.

Senator Vidricksen moved that SB105 be reported favorably for passage. 2d by Senator Martin. Motion carried.

SB106 - maximum funeral expenses for crime reparation victims.

Senator Walker moved that SB106 be recommended favorably for passage. 2d by Senator Anderson. Fred Carman said that there is a technical problem with the way the bill is drafted. Senator Daniels made the substitute motion that the change be made. Mr. Carman's suggestion was that the material on lines 29 through 31 could be moved to following the period on line 37. 2d by Senator Arasmith. Motion carried.

There was then discussion that this matter might be taken care of in the Judiciary Committee. Senator Walker and Senator Morris withdrew their motions pending the Judiciary action.

Senator Arasmith moved that the Minutes of January 25, 28, 31 and February 11 and 12 be approved. 2d by Senator Morris. Motion carried.

The Chairman announced that the Sub-Committee to study SB46 - drinking age and other regulation of alcoholic beverages, would meet this afternoon upon adjournment.

The meeting was adjourned at noon.

Harold Spiker

2/13/85

Attachment #1

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT

TESTIMONY ON SENATE BILL 20

RE: PROPOSAL 44, PROPOSED AMENDMENT TO K.S.A. 1984 Supp. 45-221

This testimony is supplemental to the testimony presented to the Senate Federal and State Affairs Committee on February 7, 1985.

GENERAL INFORMATION

Since the February 7, 1985 Senate Federal and State Affairs Committee hearing on Senate Bill No. 20, the Department feels that our concerns regarding other types of radioactive material are taken care of in S.B. 20.

DEPARTMENT'S POSITION

The Department continues to support the proposed legislation and would request your consideration of two items we previously presented.

1. Part (2)(A) should include licensees of the U.S. Nuclear Regulatory Commission in addition to "agencies of the federal government". This would cover notifications and information provided as required by federal regulations as well as those provided to the governor's designee as a courtesy by federal agencies or NRC licensees.
2. A time limit for safeguarding such information should be included in the proposed amendment. For example, NRC's safeguard regulations (10 CFR 73.21(b)(2)(ii)) provide for safeguarding information for 10 days after a shipment or last in a series of related shipments has been completed. There is no reason not to provide such information upon request once the shipments have been completed and the materials secured.