

Approved February 8, 1990  
Date

MINUTES OF THE Senate COMMITTEE ON Energy and Natural Resources

The meeting was called to order by Senator Ross Doyen at  
Chairperson

8:07 a.m./p.m.<sup>xx</sup> on January 31, 1990 in room 423-S of the Capitol.

All members were present except: Quorum was present.

Committee staff present:

Raney Gilliland, Legislative Research Department  
Don Hayward, Revisor of Statutes  
Pat Mah, Legislative Research Department  
Lila McClaflin, Committee Secretary

Conferees appearing before the committee:

Joe Harkins, Director, Kansas Water Office  
Karl W. Mueldener, Director, Bureau of Water, KDH&E  
Kenneth Kern, Executive Director, State Conservation Commission

The Chairman opened the hearing on S.B. 537 - relating to the Kanss Water Authority; concerning the membership the bill would increase the membership by adding the administrative officer of the State Conservation Commission.

Joe Harkins, Director, Kansas Water Office, presented a resolution approved by the Kansas Water Authority supporting S.B. 537 (Attahment I).

Karl Mueldener, Director, Bureau of Water, presented testimony supporting S.B. 537 (Attachment II).

The hearing on S.B. 537 was closed.

Kenneth F. Kern, Executive Director, State Conservation Commission, distributed a copy of "Implementation Guidelines and Procedures for the NPS Pollution Control Fund" (Attachment III).

The Chairman asked for committee action on S.B. 537. A motion was made by Senator Martin that S.B. 537 be passed. Senator Lee seconded the motion. Motion carried.

The Chairman called for action on S.B. 538. A motion was made by Senator Hayden that the bill be passed. Senator Daniels seconded the motion. Motion carried.

The meeting was adjourned by the Chairman at 8:15 a.m.

ENERGY AND NATURAL RESOURCES

January 31, 1990

GUEST LIST

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<u>NAME</u>	<u>REPRESENTING</u>
JOE HARKINS Ken Ken	KANSAS WATER OFFICE Conservation Commission
Karl Muedener	KDHE
Stephen Hurst	Kansas Water Office
ELIZABETH E. TAYLOR	Ks WATER WELL ASSN.
Charlene Stinard	Ks Natural Resource Council
Gary Hulett	Governor's Office,
Rebecca Liggett	Division of Water Resources

Testimony Before the  
Senate Energy and Natural Resources Committee

8:00 a.m.  
January 31, 1990

Re: S.B. 537

*Joe Clark*  
*attachment I*  
*E+NR*  
*1/31/90*

Testimony Before the  
Senate Energy and Natural Resources Committee

8:00 a.m.  
January 31, 1990

Re: S.B. 537

**Kansas Water Authority Resolution:**

The following resolution was approved by the Kansas Water Authority at its August 23, 1989, meeting:

WHEREAS, the State Conservation Commission plays a major role in the implementation of the State Water Plan,

BE IT THEREFORE RESOLVED, that the Kansas Association of Conservation Districts propose to the legislature that the State Conservation Commission Executive Director be seated as an ex-officio member of the Kansas Water Authority.

**Role in development of the State Water Plan:**

The State Water Plan has recommended guidelines to State Conservation Commission programs to help address the following issues:

- Non-Point Source Pollution
- Rural Flooding
- Moisture Conservation
- Groundwater Deficits
- Stream Recovery
- Stream Rehabilitation
- Reservoir Sedimentation
- Municipal and Industrial Water Supply Shortage
- Riparian and Wetland Protection

1-2  
1/31/90

**Role in Implementation of the State Water Plan:**

For FY 1991, the Governor recommends \$16,498,831 to implement the State Water Plan. Of that amount, the following expenditures are for the State Conservation Commission to implement the State Water Plan.

Watershed Dam Construction	\$1,677,248
Water Resources Cost-Share	3,220,000
Banner Creek Multipurpose Small Lake	73,040
Bone Creek Multipurpose Small Lake	1,900,000
Non-Point Source Pollution Control	<u>777,750</u>
	\$7,648,038



# State of Kansas

Mike Hayden, Governor

## Department of Health and Environment

Division of Environment

Stanley C. Grant, Ph.D., Secretary

Forbes Field, Bldg. 740, Topeka, KS 66620-0002

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Testimony presented to  
Senate Energy and Natural Resources Committee  
by  
The Kansas Department of Health and Environment  
Senate Bill 537

Senate Bill 537 adds the administrative officer of the State Conservation Commission as a nonvoting member ex officio of the Kansas Water Authority. This expands the present 21-member Authority to 22 members.

Our experience to date with water issues, specifically nonpoint source and lake development issues, have indicated the Conservation Commission is a key player in water issues. The Department of Health and Environment has worked particularly close with the Commission in exploring nonpoint source issues. We anticipate this work will continue. Their administrative officer is a regular attendee at the Authority meetings, frequently participating in the discussion.

We support Senate Bill 537, adding the Conservation Commission's administrative officer to the Water Authority as an ex officio member.

Testimony presented by: Karl W. Mueldener  
Director  
Bureau of Water  
January 31, 1990

*Attachment II*  
*E & NR*  
*1/31/90*



# State Conservation Commission

109 S.W. 9TH STREET, ROOM 300

TELEPHONE (913) 296-3600

TOPEKA, KANSAS 66612-1299

January 31, 1990

**MEMO TO:** Senate Energy and Natural Resources

**FROM:** Kenneth F. Kern, Executive Director

**SUBJECT:** Transmittal of Implementation Guidelines for the  
Non-Point Source Pollution Control Fund.

Enclosed is a copy of the Implementation Guidelines and Procedures for the Non-Point Source Pollution Control Fund that was approved by the State Conservation Commission at the January 5, 1990 meeting.

This copy is being sent to you for your information and guidance as the Non-Point Source Pollution Control Program is implemented.

Please note that the Guidelines contain three parts:

**PART I - General explanation of the Non-Point Source Pollution program in Kansas and an overview of Non-Point Source Pollution Control Fund Guidelines and Procedures.**

**PART II - Detailed explanation for the development of a LOCAL NON-POINT SOURCE POLLUTION MANAGEMENT PLAN.**

**PART III - Detailed explanation for the development of a NON-POINT SOURCE PROJECT WORK PLAN.**

The Guidelines emphasize local initiative and involvement. The Conservation Districts are designated as the lead local entity to coordinate Non-Point Source Pollution Control, with assistance from the County Health Department and many other local, state and federal agencies and the private sector.

Please contact me or Tracy Streeter, Resource Administrator, at the above address and telephone number if any questions arise.

KFK:du  
Enclosures

Attachment III  
EWR  
1/31/90