

Approved

April 1, 1991  
Date

MINUTES OF THE HOUSE COMMITTEE ON AGRICULTURE

The meeting was called to order by Representative Lee Hamm at  
Chairperson

9:05 a.m. on Monday, March 25, 1991 in room 423-S of the Capitol.

All members were present except: Representative Wisdom, excused  
Representative Freeman, excused  
Representative Heinemann  
Representative Mollenkamp

Committee staff present:

Raney Gilliland, Legislative Research  
Lynne Holt, Legislative Research  
Jill Wolters, Revisor of Statutes Office  
Pat Brunton, Committee Secretary

Conferees appearing before the committee: Larry D. Woodson, Director, Division on  
Inspections, Kansas State Board of  
Agriculture

Chairman Hamm opened hearings on SB 310 - meat and poultry inspection act; civil penalties.

Larry D. Woodson, State Board of Agriculture, testified in support of SB 310. Mr. Woodson informed the committee if enacted, the legislation contained in SB 310 would provide for civil penalties to be imposed on persons, corporations or firms found to have violated provisions of the Kansas Meat and Poultry Inspection Act and regulations promulgated thereunder. Civil penalty authority would assist in expediting action on documented violations of the Kansas Meat and Poultry Inspection Act, which can include mislabeled or misbranded product, failure to register operations processing and/or slaughtering meat and poultry products not specifically exempted and numerous infractions of the act and regulations. He further stated if this legislation is enacted, this proposal would not require any additional staff as the Board of Agriculture already has civil penalty authority in the dairy and plant health programs and the addition of civil penalty authority in the meat and poultry inspection program could be handled with existing staff. (Attachment 1).

After a question and answer period, the hearings on SB 310 were closed.

Representative Rinehardt made a motion to pass SB 310. Representative Minor seconded the motion. Motion carried.

Chairman Hamm asked the committee to turn their attention to the proposed amendments to SB 77 - an act creating the Kansas sheep commission. (Attachment 2).

Representative Gatlin moved to adopt the balloon as amendments. It was seconded by Representative Rezac. Motion carried.

Representative Reinhardt moved to pass SB 77 as amended. Representative Garner seconded the motion. Motion passed.

Representative Bryant made a motion to approve the minutes of March 19 and March 20, 1991. Representative Crumbaker seconded. Motion passed.

The meeting adjourned at 9:40 a.m. The next meeting of the House Agriculture Committee is Tuesday, March 26, 1991 at 9:00 a.m. in room 423-S of the State Capitol.



HOUSE AGRICULTURE COMMITTEE

SENATE BILL 310

March 25, 1991

Good morning, Mr. Chairman and members of the House Agriculture Committee, I am Larry D. Woodson, Director of the Kansas State Board of Agriculture's Division on Inspections. I am here to testify in support of Senate Bill 310, which would provide civil penalty authority in the administration of the Kansas Meat and Poultry Inspection Act.

If enacted the legislation contained in Senate Bill 310 would provide for civil penalties to be imposed on persons, corporation or firms found to have violated provisions of the Kansas Meat and Poultry Inspection Act and regulations promulgated thereunder. Civil penalty authority would assist in expediting action on documented violations of the Kansas Meat and Poultry Inspection Act, which can include mislabeled or misbranded product, failure to register operations processing and/or slaughtering meat and poultry products not specifically exempted and numerous infractions of the act and regulations.

Currently any case recommended for action beyond a letter of warning or administrative hearing must be filed with the local county or district attorney in whose jurisdiction the offense was committed. We have found that many county or district attorneys are already overloaded with pending cases and cases involving mislabeled or misbranded meat and/or poultry products (not posing a public health risk) become a low priority item. One case

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ATTACHMENT 1

involving violations of the Kansas Meat and Poultry Inspection Act has been pending for 15 months with no resolution to date.

Most violations documented and filed by compliance investigators have been resolved without going to trial. Civil penalty authority would allow violations not involving adulteration or a public health risk would be resolved administratively without filing criminal charges and adding to an already overburdened judicial system. Serious cases involving product adulteration and public health endangerment, which are felonies, will continue to be referred to local prosecutors for action.

If enacted, this proposal would not require any additional staff. The Board of Agriculture already has civil penalty authority in the dairy and plant health programs and the addition of civil penalty authority in the meat and poultry inspection program could be handled with existing staff.

I will now stand for any questions you may have.

SENATE BILL No. 77

By Committee on Agriculture

1-29

9 AN ACT creating the Kansas sheep commission; relating to the  
10 powers and duties thereof; levying an assessment on sheep or  
11 wool, or their products *amending K.S.A. 1990 Supp. 75-3170a*  
12 *and repealing the existing section.*

14 *Be it enacted by the Legislature of the State of Kansas:*

Section 1. As used in this act:

(a) "Commission" means the Kansas sheep commission.

17 (b) "First purchaser" means any person, public or private cor-  
15 poration, association or partnership who resells sheep or wool pur-  
19 chased from a producer or offers for sale a product produced from  
20 the sheep or wool for any purpose.

21 (c) "Producer" means a person who is actively engaged within  
22 this state in the business of producing or marketing sheep or wool  
23 and who receives income from the production of sheep or wool.

24 (d) "Sale" or "sold" means a transaction in which the property  
25 in or to sheep or wool is transferred from the producer to a first  
26 purchaser for full or partial consideration.

27 (e) "Secretary" means the secretary of the state board of  
28 agriculture.

29 (f) "Sheep" means an animal of the ovine species, regardless of  
30 age, produced or marketed in this state for slaughter.

31 (g) "Wool" means the natural fiber produced by sheep.

32 (h) "Seller" means any private entity or a corporation that sells  
33 sheep or wool at a first point of sale in Kansas.

34 Sec. 2. (a) There is hereby created the Kansas sheep commission.  
35 *Such commission shall be attached to and be a part of the division*  
36 *of markets of the state board of agriculture.*

37 (b) The commission shall consist of seven members to be ap-  
35 pointed by the governor. *The governor shall make the selection from*  
39 *nominations provided by the Kansas sheep association.* No more than  
40 four members of the commission shall be from the same political  
41 party. Vacancies which may occur shall be filled for unexpired terms  
42 in the same manner from among the producers of the state. Each  
43 commissioner appointed on and after the effective date of this act,

SB 77  
31

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(A)

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ATTACHMENT 2

2-2

other than a commissioner appointed to fill a vacancy for an unexpired term, shall be appointed for a term of four years except that three of the commissioners first appointed on and after the effective date of this act shall be appointed for a term of three years. Members serving on the commission on the effective date of this act shall continue as members until the expiration of the term for which such members were appointed. Upon the expiration of a term of a member of the commission, such member shall continue to serve as a member of the commission until a successor to such member is appointed and qualified.

(c) Members of the commission shall be residents of this state and have been an active producer in this state for at least five years immediately preceding their appointment. *Of such members, two members shall be lamb feeders, two members shall have ewe flocks, one member shall produce purebred sheep and two members shall be from producers at large.*

(d) The dean of the college of agriculture of Kansas state university or the dean's representative and the secretary or the secretary's designee shall serve as ex officio nonvoting members of the board.

(e) The [board] shall annually elect a chairperson from its membership.

(f) A member of the commission may cease to hold such member's position on the commission for any of the following reasons, at the discretion of a majority of the commission, upon resolution duly adopted by the commission dismissing such member: (1) Failure to attend two or more regular meetings of the commission; or (2) ceasing to be a producer.

(g) Members of the Kansas sheep commission attending meetings of such commission, or attending a subcommittee meeting authorized by such commission, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

(h) [The commission shall meet at least once every calendar quarter regularly and hold an annual meeting which shall be open to the public for discussion of policy and at which time the commission shall make its report to the governor. The day, time and place of each meeting shall be determined by the commission. The chairperson or any three members of the commission may call special meetings of the commission upon such notice as may be prescribed by the duly adopted rules of the commission.]

Delete

Insert "commission"

Insert

The commission created pursuant to this act shall meet as soon as practicable for the purpose of organizing. The commission may meet at any time deemed necessary and on call of the chairperson, but at least annually for public discussion of policy with respect to sheep, wool and products made therefrom.

Sec. 3. [In the administration of this act, the commission shall have the following duties, authorities and powers:

- 1 (a) To conduct a campaign of development, education and
- 2 publicity;
- 3 (b) to find new markets for sheep and wool, or their products;
- 4 (c) to accept grants and donations;
- 5 (d) to sue and be sued;
- 6 (e) to enter into such contracts as may be necessary or advisable
- 7 for the purpose of this act;
- 8 (f) to appoint an administrator and an assistant administrator
- 9 and fix their ~~such administrator's~~ compensation and the administrator
- 10 and assistant administrator shall be in the unclassified service of
- 11 the Kansas civil service act. With the approval of the commission,
- 12 the administrator may appoint such other personnel as is needed
- 13 and such employees shall be in the classified service of the Kansas
- 14 civil service act. Other than the administrator and the assistant of
- 15 the administrator, all employees of the commission at the time this
- 16 act takes effect, from such effective date, shall be in the classified
- 17 service under the Kansas civil service act and each such employee
- 18 shall attain permanent status in a classified position without exam-
- 19 ination and without a probationary period.
- 20 (g) to cooperate with any local, state or, national or international
- 21 organization or agency, whether voluntary or created by the law of
- 22 any state, or by national law, engaged in work or activities similar
- 23 to the work and activities of the commission, and to enter into
- 24 contracts and agreements with such organizations or agencies for
- 25 carrying on a joint campaign of development, education and publicity;
- 26 (h) to establish an office of the administrator at any place
- 27 in this state the commission may select;
- 28 (i) (h) to prosecute in the name of the state of Kansas any suit
- 29 or action for the collection of the assessment herein provided; and
- 30 (j) (i) to adopt, rescind, modify and amend all necessary and
- 31 proper orders, resolutions and rules and regulations for the procedure
- 32 and exercise of its powers and the performance of its duties.]

Delete

Insert

(a) In the administration of this act the commission shall have the following duties, authorities and powers:

- (1) To recommend to the secretary policy regarding marketing, campaigns of development, education and publicity for the Kansas sheep and wool and products made therefrom;
- (2) to recommend to the secretary the acceptance of grants and donations;
- (3) to recommend the secretary enter into such contracts as may be necessary or advisable for the purposes of this act;
- (4) to recommend that the secretary cooperate with any local, state, national or international organization or agency, whether voluntary or created by the law of any state or by federal law, engaged in work or activities similar to the work and activities of the commission, and to direct the division to enter into contracts with such agencies or organizations for carrying on campaigns of development, education or publicity;
- (5) to be advisory to and cooperate and work with Kansas state university or other educational or research facilities regarding research and development connected with sheep and wool and related products represented by the commission.

(b) Notwithstanding any provision of this act or other law to the contrary, any determination by the secretary regarding any recommendation by the commission pursuant to subparagraphs one to five of this section may be disapproved by a vote of two-thirds (2/3) of the members of the commission but nothing herein shall be construed as authorizing the commission to abrogate, limit or otherwise affect the power of the secretary to administer and supervise the internal operations and management of the division.

Section 4. The division of markets shall have the following duties, authorities and powers:

- (1) To implement and coordinate the policies and practices of the commission;
- (2) to sue and be sued;
- (3) to prosecute in the name of Kansas any suit or action for the collection of the assessment provided for by section \_\_\_\_\_;
- (4) to adopt rules and regulations for the procedure and exercise of its powers and the performance of its duties;
- (5) to hire such personnel deemed necessary to carry out the provisions of this act.

33 Sec. 11 (a) ~~Except as provided in section 8, an assessment~~  
34 to be set by the commission at not more than \$.02 for each pound  
35 of wool produced and sold by a ~~producer seller~~ and not more than  
36 \$.35 per head on sheep sold for slaughter by a ~~producer seller~~  
37 shall be imposed on the ~~producer seller~~ at the time of delivery to  
38 the first purchaser who will deduct the assessment from the price  
39 paid to the ~~producer seller~~ at the time of sale. If the ~~producer~~  
40 ~~seller~~ sells, ships, or otherwise disposes of wool or sheep for slaugh-  
41 ter to a first purchaser or other person outside the state of Kansas,  
42 the ~~producer seller~~ shall deduct the assessment from the amount  
43 received from the sale.]

Insert 5

Insert

Delete

Except as provided in section 9, on and after July 1, 1991,  
there is hereby levied an assessment of \$.02 per pound on each  
pound of wool [produced and] sold by a seller and an assessment of  
\$.35 per head on sheep sold by a seller. Each assessment  
established by this section shall continue until changed by the  
adoption of a rule and regulation establishing a different  
assessment rate. Any assessment rate established by rule and  
regulation shall not exceed \$.02 per pound of wool [produced and]  
sold by a seller or \$.35 per head on sheep sold by a seller. Each  
assessment shall be imposed on the seller at the time of delivery  
of the wool or sheep to the first purchaser who shall deduct the  
amount of the assessment from the price paid to the seller at the  
time of sale. The amount of assessment shall be shown as a  
deduction by the first purchaser from the amount paid to the seller  
at the time of sale. If the seller sells, ships or otherwise  
disposes of wool or sheep outside the state of Kansas, the seller  
shall deduct the assessment from the amount received from the sale.  
Each assessment deducted by the seller shall be remitted to the  
division as provided in section 6 of this act.

1 (b) The commission shall not change the assessment rate, either  
2 to increase or reduce, more than once a year. The [administrator]  
3 shall furnish to every first purchaser receipt forms which shall be  
4 issued by such first purchaser to the ~~producer seller~~ upon payment  
5 of such assessment. The form shall indicate thereon the procedure  
6 by which the ~~producer seller~~ may obtain a refund of any such  
7 assessment, except a refund shall not be issued unless the amount  
8 of the refund is \$5 or more. Within one year after any and all sales  
9 during such period the ~~producer seller~~, upon submission of a request  
10 therefor to the [administrator], may obtain such refund in the amount  
11 of the assessment deducted by the first purchaser. Such request shall  
12 be accompanied by evidence of the payment of the assessment which  
13 need not be verified.

Insert "division"

14 (c) The [commission] shall keep complete records of all refunds  
15 made under the provisions of this section. Records of refunds may  
16 be destroyed two years after the refund is made. All funds expended  
17 in the administration of this act and for the payment of all claims  
18 whatsoever growing out of the performance of any duties or activities  
19 pursuant to this act shall be paid from the proceeds derived from  
20 such act. In the case of a lien holder who is a first purchaser as  
21 defined herein, the assessment shall be deducted by the lien holder  
22 from the proceeds of the claim secured by such lien at the time the  
23 sheep or wool, or their products, is pledged or mortgaged. The  
24 assessment shall constitute a preferred lien and shall have priority  
25 over all other liens and encumbrances upon such sheep or wool, or  
26 their products. The assessment shall be deducted and paid as herein  
27 provided whether such sheep or wool, or their products, is in this  
28 or any other state.

Insert 6

29 Sec. 12 (a) The assessment hereby imposed, on or before the  
30 20th day of the calendar month following the date of settlement,  
31 shall be paid by the purchaser to the [administrator]. The [administrator]  
32 shall issue a receipt to the purchaser therefor and shall remit all  
moneys received in payment of such assessment to the state treasurer



35 treasurer shall deposit the entire amount thereof in the state treasury.  
The amount prescribed by K.S.A. 75-3170a, and amendments  
38 thereto, of each such deposit shall be credited to the state general  
39 fund and the balance shall be credited to the Kansas sheep com-  
40 mission fund *which is hereby created*. Whenever refunds are made  
41 from the *Kansas* sheep commission fund, the amounts credited to  
42 the state general fund from subsequent deposits in the state treasury  
43 pursuant to this section shall be reduced by amounts which equal  
the amount prescribed by K.S.A. 75-3170a, and amendments thereto,



1 of such refunds.  
2 (b) All money credited to the *Kansas* sheep commission fund  
3 shall be expended in the administration of this act, and for the  
4 payment of claims based upon obligations incurred in the perform-  
5 ance of the activities and functions set forth in this act, and for no  
6 other purpose.

7 (c) All expenditures from the Kansas sheep commission fund shall  
8 be made in accordance with appropriation acts upon warrants of the  
9 director of accounts and reports issued pursuant to vouchers ap-  
10 proved by the administrator or by the chairperson of the Kansas  
11 sheep commission or by a person or persons designated by such  
12 administrator or chairperson.

Delete and replace with 7

13 Sec. [6] If the assessment is not deducted and paid to the [ad-  
14 ministrato]r, as provided in section 5, or within 10 days thereafter,  
15 such lien, within one year after the expiration of such 10-day period,  
16 may be foreclosed by action in any court having jurisdiction in the  
17 county in which such sheep or wool, or their products, was sold,  
18 or in which such sheep or wool, or their products, may be found,  
19 or in which such sheep or wool, or their products, shall have been  
20 commingled with other sheep or wool, or their products.

Delete

Insert "division"

Delete and replace with 8

21 Sec. [7]. Any person who shall violate any of the provisions of this  
22 act shall be deemed guilty of a misdemeanor, and upon conviction  
23 shall be punished by a fine of not less than \$25 nor more than \$500  
24 or by imprisonment in the county jail for not less than 30 nor more  
25 than 90 days, or by both such fine and imprisonment.

Delete and replace with 9

26 *New Sec. [8]. (a) No assessments for sheep or wool, or their prod-*  
27 *ucts shall be collected pursuant to this act while the national checkoff*  
28 *program for sheep or wool, or their products, remains in effect.*  
29 *Collection of assessments pursuant to this act shall be reinstated*  
30 *upon the withdrawal of the national checkoff program for sheep or*  
31 *wool, or their products.*

32 (b) *On and after the effective date of the national checkoff pro-*  
33 *gram for sheep or wool, or their products, the assessment shall be*  
34 *collected upon all sheep or wool, or their products, sold in the state*  
35 *of Kansas. Such assessment shall be levied and assessed to the seller*  
36 *at the time of sale and shall be collected pursuant to the terms of*  
37 *the national checkoff program for sheep or wool, or their products*  
38 *and any rules and regulations or marketing orders promulgated or*  
39 *issued thereunder. Under the provisions of this act, no sheep or*

42 forced lien and shall have a priority over all other liens and en-  
43 prances upon such sheep or wool, or their products. Any

1 assessment made under this section shall be deducted and paid as  
2 herein provided whether such sheep or wool, or their products, are  
3 stored in this or any other state.

4 (c) Any assessment collected pursuant to the national checkoff  
5 program for sheep or wool, or their products, shall be paid to the  
6 division on or before the 20th day of the calendar year following  
7 the date of settlement and shall be paid by the purchaser of the  
8 sheep or wool, or their products, to the division. The division shall  
9 issue a receipt to the purchaser and shall remit all moneys received  
10 in payment of such assessment to the state treasurer at least monthly.  
11 Upon receipt of each such remittance, the state treasurer shall deposit  
12 the entire amount thereof in the state treasury and shall credit such  
13 amount to the sheep or wool promotion and research fee fund which  
14 is hereby created.

15 (d) Whenever refunds are made from the national checkoff pro-  
16 gram for sheep or wool, or their products, such refunds shall be  
17 made as authorized by the federal law and not be subject to the  
18 refund provisions found in this act.

19 (e) All money so credited to the sheep or wool promotion and  
20 research fee fund shall be expended for the sheep commission in the  
21 administration of the national checkoff program for sheep or wool,  
22 or their products, the administration of this act and for the payment  
23 of claims upon obligations incurred in the performance of the ac-  
24 tivities and functions set forth in this act and for no other purpose.

25 (f) All expenditures made from these funds shall be in accordance  
26 with appropriation acts upon warrants of the director of accounts  
27 and reports issued pursuant to vouchers approved by the director  
28 of the division of markets of the state board of agriculture for the  
29 sheep commission or by a person or persons designated by the  
30 director.

31 (g) The Kansas sheep commission shall have the ability to pay  
32 and transfer portions of the assessments collected pursuant to the  
33 national checkoff program for sheep or wool, or their products, to  
34 the national board as required.

Delete and replace with 10

35 Sec. <sup>[9]</sup> K.S.A. 75-3170a is hereby amended to read as follows:  
36 75-3170a. (a) The 20% credit to the state general fund required by  
37 K.S.A. 1-204, 2-2609, 2-3008, 9-1703, 16-609, 16a-2-302, 17-1271,  
38 17-2236, 17-5609, 17-5610, 17-5612, 17-5701, 20-1a02, 20-1a03, 34-  
39 102b, 44-324, 44-926, 47-820, 49-420, 55-131, 55-155, 55-609, 55-  
40 711, 55-901, 58-3074, 65-6b10, 65-1718, 65-1817a, 65-2011, 65-2418,  
65-2855, 65-2911, 65-4610, 66-1,155, 66-1503, 74-715, 74-1108, 74-  
41 1405, 74-1503, 74-1609, 74-2704, 74-2902a, 74-3903, 74-5805, 74-  
42 7009, 74-7506, 75-1119b, 75-1308 and 75-1509 and K.S.A. 4987-1990

1 Supp. 05-0110, 05-0010, 05-0011 and 05-0012 and section 5, and  
2 acts amendatory of any of the foregoing including amendments by  
3 er sections of this act, is to reimburse the state general fund for  
4 counting, auditing, budgeting, legal, payroll, personnel and pur-  
5 chasing services, and any and all other state governmental services,  
6 which are performed on behalf of the state agency involved by other  
7 state agencies which receive appropriations from the state general  
8 fund to provide such services.

9 (b) Nothing in this act or in the sections amended by this act  
10 or referred to in subsection (a) of this section, shall be deemed to  
11 authorize remittances to be made less frequently than is authorized  
12 under K.S.A. 75-4215 and amendments thereto.

13 (c) Notwithstanding any provision of any section statute referred  
14 to in or amended by this act or referred to in subsection (a) of this  
15 section, whenever in any fiscal year such 20% credit to the state  
16 general fund in relation to any particular fee fund is \$200,000, in  
17 that fiscal year the 20% credit no longer shall apply to moneys  
18 received from sources applicable to such fee fund and for the re-  
19 mainder of such year the full 100% so received shall be credited to  
20 such fee fund, except as otherwise provided in subsection (d) of this  
21 section or (f).

22 (d) Notwithstanding any provision of K.S.A. 2-2609 and 2-3008  
23 and amendments thereto or any provision of any section statute  
24 referred to in subsection (a) of this section, the 20% credit to the  
25 state general fund no longer shall apply to moneys received from  
26 sources applicable to the grain research and market development  
27 agencies funds, as specified for each such fund by this subsection,  
28 and for the remainder of a fiscal year the full 100% of the moneys  
29 so received shall be credited to the appropriate fund of such funds,  
30 whenever in any fiscal year:

31 (1) With respect to the Kansas wheat commission fund, such 20%  
32 credit to the state general fund in relation to such fund in that fiscal  
33 year is equal to that portion of \$100,000 that bears the same pro-  
34 portion to \$100,000 as the amount credited to the Kansas wheat  
35 commission fund during the preceding fiscal year bears to the total  
36 of the amounts credited to the Kansas wheat commission fund, the  
37 Kansas corn commission fund, the Kansas grain sorghum commission  
38 fund and the Kansas soybean commission fund during the preceding  
39 fiscal year;

40 (2) with respect to the Kansas corn commission fund, such 20%  
41 credit to the state general fund in relation to such fund in that fiscal  
42 year is equal to that portion of \$100,000 that bears the same pro-  
43 portion to \$100,000 as the amount credited to the Kansas corn

44 commission fund during the preceding fiscal year bears to the total  
45 of the amounts credited to the Kansas wheat commission fund, the  
46 Kansas corn commission fund, the Kansas grain sorghum commission  
47 fund and the Kansas soybean commission fund during the preceding  
48 year;

8 with respect to the Kansas grain sorghum commission fund, such 20% credit to the state general fund in relation to such fund in that fiscal year is equal to that portion of \$100,000 that bears the same proportion to \$100,000 as the amount credited to the Kansas grain sorghum commission fund during the preceding fiscal year bears to the total of the amounts credited to the Kansas wheat commission fund, the Kansas corn commission fund, the Kansas grain sorghum commission fund and the Kansas soybean commission fund during the preceding fiscal year; and

15 (4) with respect to the Kansas soybean commission fund, such 20% credit to the state general fund in relation to such fund in that fiscal year is equal to that portion of \$100,000 that bears the same proportion to \$100,000 as the amount credited to the Kansas soybean commission fund during the preceding fiscal year bears to the total of the amounts credited to the Kansas wheat commission fund, the Kansas corn commission fund, the Kansas grain sorghum commission fund and the Kansas soybean commission fund during the preceding fiscal year.

24 (c) As used in this section, "grain research and market development agencies" means the Kansas wheat commission, the Kansas corn commission, the Kansas grain sorghum commission and the Kansas soybean commission. Such agencies have been created to fund appropriate research projects; to conduct campaigns of development, education and publicity; and to find new markets or maintain existing markets for commodities and products made from those commodities, among their other duties. Such grain research and market development agencies shall be funded by an assessment collected from the grower at the time of the sale of such commodity by the first purchaser. The assessment shall be sent to the proper grain research and market development agency.

36 (f) (1) Through June 30, 1993, notwithstanding any provision of any statute referred to in subsection (a), whenever in any fiscal year such 20% credit to the state general fund in relation to the Kansas sheep commission fund is \$8,000, in that fiscal year the 20% credit no longer shall apply to moneys received from sources applicable to such fund and for the remainder of such year the full 100% so received shall be credited to such fund.

43 (2) On and after July 1, 1993, the provision of subsection (c)

1 shall apply to the Kansas sheep commission fund. Delete and replace with 11  
 2 Sec. ~~10~~ K.S.A. 75-3170a is hereby repealed. Delete and replace with 12  
 3 Sec. 8 ~~11~~ This act shall take effect and be in force from and after its publication in the [statute book]. Delete

Insert "Kansas register