

MINUTES OF THE HOUSE COMMITTEE ON AGRICULTURE.

The meeting was called to order by Chairperson Joann Flower at 9:00 a.m. on February 6, 1995, in Room 423-S of the Capitol.

All members were present except: Representative Ballou - Excused
Representative Goodwin - Excused
Representative Lloyd - Excused
Representative Sloan - Excused

Committee staff present: Raney Gilliland, Legislative Research Department
Jill Wolters, Revisor of Statutes
Kay Scarlett, Committee Secretary

Conferees appearing before the committee:
Catharine A. Deever, Executive Director, Kansas Veterinary Medical Association, Inc.

Others attending: See attached list

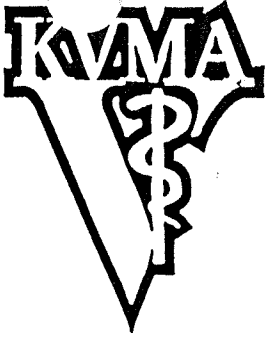
Chairperson Flower called for introduction of bills.

Catharine A. Deever, Executive Director, Kansas Veterinary Medical Association, Inc., requested legislation providing for latitude to increase fees for inspections by authorized veterinarians on the premises of any public livestock market in Kansas. They propose a fee cap of \$.20 per head, the actual amount to be set by the livestock commissioner annually. If the charges per head collected on all livestock inspected at a livestock market on any sale day did not amount to a minimum per diem of \$50.00, the market operator would be required to supply sufficient funds to provide such amount. Representative Freeborn moved to introduce this legislation as a committee bill. Representative Correll seconded the motion. Motion carried. (Attachment 1)

Chairperson Flower asked Jill Wolters, Revisor of Statutes, to explain a bill concerning selection of the state board of agriculture and the secretary of the state board of agriculture that the Chair, Vice-Chairperson Lloyd, and Ranking Minority Member, Representative Weiland, had been working on with staff. The bill provides that the board be composed of 11 members to be appointed by the governor with senate confirmation. Two members would be appointed from each congressional district with the remaining members appointed at large. No more than six members would be of the same political party. The state board of agriculture would appoint, with senate confirmation, the secretary of the state board of agriculture for a term of two years.

When asked whether the secretary would be a cabinet level position, Jill said that it could be if the governor so chose, but would not necessarily have to be. It is not mentioned in the proposed legislation. Representative McClure stated that she had requested an attorney general opinion on this issue. In response to another question, it was stated that no one would supply a list of names to the governor. Representative Freeborn moved to introduce the bill as presented as a committee bill. Representative Bryant seconded the motion. The motion carried.

The meeting adjourned at 9:25 a.m. The next meeting is scheduled for February 7, 1995.



KANSAS VETERINARY MEDICAL ASSOCIATION, INC.

816 SW Tyler, Suite 200, Topeka, Kansas 66612, (913) 233-4141

FAX: (913) 233-2534

February 6, 1995

Representative JoAnn Flower, Chairman and
Members of the House Committee on Agriculture
171-W, State Capitol
Topeka, Ks. 66612-1594

Dr. Gary L. Modrcin
President
College Blvd. Animal Hospital
11733 College Blvd.
Overland Park, Ks. 66210

Dear Representative Flower and
Members of the House Committee on Agriculture:

Dr. Duane M. Henrikson
President-Elect
Emporia Veterinary Hospital
710 Anderson
Emporia, Ks. 66801

RE: LIVESTOCK MARKET INSPECTION FEES

The Executive Board of the Kansas Veterinary Medical Association respectfully requests your consideration of the proposed legislation attached for **introduction to and passage** by the Legislature during the 1995 session.

Dr. William D. Fortney
Vice President
Dept. Clinical Sciences
KSU College of Veterinary Med.
1735 Cedar Crest
Manhattan, Ks. 66502

This legislation provides for **latitude to increase fees for inspections** by authorized veterinarians on the premises of any public livestock market in Kansas.

Dr. Vern Otte
Trustee-at-Large
State Line Animal Hospital
2009 W. 104th
Leawood, Ks. 66206

We request K.S.A. 47-1008 be amended in order to:

Dr. Frank Solomon
Treasurer
Solomon Veterinary Clinic
7810 E. Funston
Wichita, Ks. 67207

1) Allow for fees to be set consistent with changes in the **economy and service costs borne by the veterinarian** (e.g. the cost to maintain a license with the Drug Enforcement Agency increased from \$ 20.00 to \$ 70.00 annually in 1990);

2) Recognize that although there are times when fewer cattle, fewer sales may occur at a public livestock market, the **labor* and/ or material costs** borne by the veterinarian has increased and continues to increase;

Catharine A. Deever
Executive Director
KVMA Office
816 SW Tyler, Suite 200
Topeka, Ks. 66612

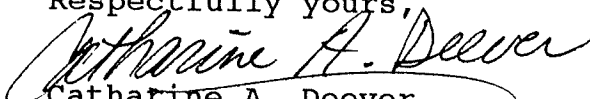
3) Compensate for the increased liability borne now in 1995 as opposed to 1981, in terms of issuing health certificates (other liabilities include those provided by the Occupational Safety and Health Administration) and the responsibilities thus assumed.

***1st NOTE:** The current Kansas rate is \$.07 per head (which is the 1981 level) while the Nebraska rate is \$.15 per head.

***2nd NOTE:** Minimum wage has increased since 1981.

Please let me know of that additional information you require, and I'll arrange for it to be provided.

Respectfully yours,


Catharine A. Deever
Executive Director

House Agriculture
Attachment 1
2-6-95

Changes in the wording are in italics.

Please note that all references to negotiation have been deleted.

47-1008. Inspection by authorized veterinarians; contracts for services, approval and filing of certificates of inspection; inspection fees; minimum per diem for the inspector; use and disposition of fees; veterinary inspection fee fund. (a) All livestock consigned and delivered on the premises of any licensed public livestock market, before being offered for sale, shall be inspected by an authorized veterinarian who shall examine or test each animal consigned to such market, for the purpose of determining its condition of health and freedom from contagious or infectious diseases. Such veterinary services shall be contracted for by market operators, under contracts approved by the livestock commissioner. Such veterinarian shall be authorized to make all examinations and tests, and issue certificates of inspection at the public livestock market where such veterinarian serves. All livestock sold, resold, exchanged or transferred, or offered for sale or exchange at a livestock market shall be *handled* as may be necessary to prevent the spread of contagious or infectious diseases. A certificate of inspection, on a form approved by the commissioner, shall be issued to the purchaser by the inspector. For inspection of livestock offered for sale, there shall be collected by the market operator from the consignor *a fee which shall not exceed \$.20 per head, the actual amount to be set by the livestock commissioner annually*, except no fee shall be collected unless the inspection has actually been made. *If the charges per head collected on all livestock inspected at a livestock market on any sale day do not amount to a minimum per diem of \$ 50.00 the market operator shall be required to supply sufficient funds to provide such amount.* A copy of the agreement or contract shall be on file with the livestock commissioner. Payments for veterinary services rendered under a contract approved as provided in this section shall be paid from the veterinary health services fee fund, and for such services rendered prior to the end of the fiscal year, payment may be made within 90 days after the end of the fiscal year.