

MINUTES OF THE SENATE NATURAL RESOURCES COMMITTEE.

The meeting was called to order by Chairperson Robert Tyson at 8:30 a.m. on February 9, 2001 in Room 423-S of the Capitol.

All members were present except: all present

Committee staff present: Raney Gilliland, Legislative Research Department
Jill Wolters, Office of Revisor of Statutes
Judy Krase, Committee Secretary

Conferees appearing before the committee:

Chad Luce, KDWP

Others attending: See attached list

Staff of Legislative Research explained **SB 148**. Raney Gilliland said specifically this bill clarifies that a resident of the state who is less than 16 years of age or 65 years of age or more need not apply for a fishing license, and the bill also clarifies that a nonresident who is less than 16 need not obtain a fishing license. Nonresidents 65 years of age and older would have to have a fishing license. He said language is deleted in this bill on page five that is confusing and contradictory to what is the current law.

A proponent of the bill, Chad Luce from KDWP, stated that this is a "clean up" bill from legislation passed during the 2000 legislative session (Attachment 1). Questions and discussion followed his testimony.

Senator Tyson declared the hearing on **SB 148** closed.

Senator Tyson asked if there was a motion to act on **SB 148**. Senator Umbarger moved to amend SB 148 to be effective upon publication in the Kansas Register, seconded by Senator Taddiken. Motion carried. Senator Lee moved that SB 148 be passed as amended, seconded by Senator Downey. Motion carried.

Senator Tyson turned the committee's attention to **SB 37**. Senator Corbin moved that SB 37 be amended by deleting Section D, page 1, lines 26-32, dealing with the lettering on the pumps, seconded by Senator Taddiken. Motion carried. After additional discussion, Senator Corbin moved that SB 37 be passed as amended, seconded by Senator Lee. Motion carried. Staff of Legislative Research noted that the bill doesn't become active until the waiver has been granted by EPA, which would allow the state of Kansas to control or prohibit the use of MTBE in motor-vehicle fuels.

Senator Tyson announced that there will be a subcommittee meeting concerning **SB 204** on Monday, February 12 at 7:45 a.m. in Room 527-S.

The meeting adjourned at 9:15 a.m.

The next meeting is scheduled for February 12 at 8:30 a.m. in Room 527-S.

SENATE NATURAL RESOURCES COMMITTEE
GUEST LIST

DATE: 2-9-01

NAME	REPRESENTING
GEORGE PETERSEN	Ks 2 nd Amendment Soc.
Ken PETERSON	KS PETROLEUM Council
CHAD WOLF	KDWP
Dick Koerth	KDWP
David Miller	DOB
J. P. SMALL	EXXON MOBIL



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SENATE BILL NO. 148

Testimony Provided to
Senate Committee on Natural Resources
February 9, 2001

Senate Bill No. 148 is a "clean-up" bill from legislation passed during the 2000 Legislative Session. The bill would reinstate previous law that required all nonresidents 65 years of age or older to purchase a fishing license. The bill is supported by the Kansas Department of Wildlife and Parks.

As passed during the 2000 Legislative Session, SB 316 required that persons 65 years of age or older, and persons with disabilities, would pay one-half price for state park motor vehicle permits. Previously, these individuals were exempt from paying for these park permits. As introduced, and as passed by the Senate, that same bill also removed an exemption for seniors concerning hunting and fishing licenses. That exemption was reinserted by amendment on the House floor, however, and the bill was finally approved as a bill addressing only state park permits.

Unfortunately, the House floor amendment included two drafting errors. The first created an exemption for nonresidents over 65 concerning fishing licenses. Nonresident seniors had not previously been exempt from purchasing a fishing license, and such an exemption was never discussed or debated in either committee or on either chamber floor. However, the effect of the amendment language was to create such an exemption. SB 148 would remove the exemption, and revert to previous law.

Second, the House floor amendment retained a statement describing the price for seniors purchasing a hunting or fishing license as one-half the general resident price, despite other language that explicitly stated seniors were not required to purchase a hunting or fishing license at all. Once again, this was clearly not contemplated as the intent of the House floor amendment. SB 148 would also strike that confusing language.

Last year's legislation became effective January 1, 2001. Due to the overriding language exempting resident seniors from needing to buy a hunting or fishing license, the language describing their fee as one-half price has had no impact. Also, because relatively few nonresidents purchase fishing licenses during the winter months, that error has had little effect to this point. Nonetheless, the department believes it is highly important to approve this legislation before large numbers of nonresidents begin visiting the state during fishing season. Consequently, the department asks that one amendment be made to SB 148, to specify that it would be effective upon publication in the Kansas Register. By doing so, the department believes SB 148 would restore the original intent of the 2000 Legislatu

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Senate Natural Resources Committee
Date 2-9-01

Attachment # 1