

MINUTES OF THE HOUSE COMMITTEE ON ENVIRONMENT.

The meeting was called to order by Chairperson Representative Joann Freeborn at 3:30 p.m. on February 4, 2003 in Room 231-N of the Capitol.

All members were present except: Representative Vaughn Flora - excused
Representative Bill Light - excused
Representative Sharon Schwartz - excused
Representative Tom Sloan - excused

Committee staff present: Raney Gilliland, Legislative Research
Mary Torrence, Revisor of Statutes
Mary Ann Graham, Secretary

Conferees appearing before the committee: None

Others attending: See attached sheet

Chairperson Joann Freeborn called the meeting to order at 3:30 p.m. She reviewed the committee agenda for Thursday, February 6. Dr. Lee Allison, State Geological Survey will review the status of the High Plains Aquifer and other issues. Next week the committee will begin holding hearings on bills.

The Chairperson announced that today was the last day for bill requests in this committee and asked if anyone had a request.

Bill Bider, Director, Bureau of Waste Management, KDHE, requested a bill that would be a correction to a statutory reference in KSA 65-3441. In paragraph (a) (1), the reference to "65-3431" should be changed to "65-3451". (See attachment 1)

Rep. Dan Johnson made a motion the Hazardous Waste Technical Correction bill requested by KDHE be introduced. Rep. Mary Compton seconded the motion. Motion carried.

Bill Bider, Director, Bureau of Waste Management, KDHE, requested a bill that would convert "waste oil" to "used oil" in solid waste law and define "used oil".

Rep. Dan Johnson made a motion the bill requested by KDHE to convert "waste oil" to "used oil" in solid waste law and define "used oil", be introduced. Rep. Gary Hayzlett seconded the motion. Motion carried.

Bill Bider, Director, Bureau of Waste Management, KDHE, requested a bill that would eliminate the requirement to publish policies and guidelines.

Rep. Mary Compton made a motion the bill requested by KDHE that would eliminate the requirement to publish policies and guidelines be introduced. Rep. Dan Johnson seconded the motion. Motion carried.

Gary Blackburn, Director, Bureau of Environmental Remediation, KDHE, requested an Environmental Use Control Bill.

Rep. Dan Johnson made a motion the Environmental Use Control Bill requested by KDHE, be introduced. Rep. Mary Compton seconded the motion. Motion carried.

Chairperson Freeborn called attention to a Bill Introduction Executive Summary that was submitted by Michael Byington, President of Kansas Association for the Blind and Visually Impaired, requesting a bill amending access statutes regarding guide, service, hearing, and other assistance dogs. (See attachment 2)

Rep. Dan Johnson made a motion the bill amending access statutes regarding guide, service, hearing, and other assistance dogs, be introduced. Rep. Lee Tafanelli seconded the motion. Motion carried.

The meeting adjourned at 3:40 p.m. The next meeting is scheduled for Thursday, February 6.



K A N S A S

RODERICK L. BREMBY, SECRETARY

DEPARTMENT OF HEALTH AND ENVIRONMENT

KATHLEEN SEBELIUS, GOVERNOR

KDHE Bill Introductions **House Environment Committee**

February 4, 2003

by

Bill Bider, Director, Bureau of Waste Management

Bill #1 Hazardous Waste Technical Correction

A correction to a statutory reference in K.S.A. 65-3441 is needed. In paragraph (a) (1), the reference to "65-3431" should be changed to "65-3451". This error was identified by the Joint Committee on Rules and Regulations earlier this year.

Bill #2 Convert "waste oil" to "used oil" in solid waste law and define "used oil"

The proposed change is needed to make the terminology used in state law (waste oil) consistent with the terminology used in federal regulations that have been adopted by reference (used oil). This change will eliminate confusion as whether "used oil" and "waste oil" are the same thing, but will not change the applicability of any environmental compliance requirements.

Bill #3 Eliminate the Requirement to Publish Policies and Guidelines

This bill would repeal K.S.A. 75-5662 which requires KDHE to publish an annual update of all of all Division of Environment policies and guidelines. No requests have been made for this publication in the past four years. Most desired documents are published on the department's web pages or can be obtained free of charge or at a very low copying cost.

Bill #4 Environmental Use Control Bill

The original version of this bill was introduced by KDHE last session and was passed by the House, but stopped by the Senate. This bill has been updated from last year based upon industry input. The bill establishes a system for assigning environmental use controls on property deeds where wastes or contamination is allowed to remain. By assigning and enforcing such controls, the public will be adequately protected and some properties may be returned to beneficial uses without expending the money needed for more thorough clean-up.

DIVISION OF ENVIRONMENT
Bureau of Waste Management

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House Environment
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Attachment 1

Michael Byington
President, Ks Ass'n
for Blind & Visually Impaired

Bill Introduction Executive Summary

Amending access statutes regarding guide, service, hearing and other assistance dogs

The proposed legislation adds and clarifies definitions of guide, service, hearing and professional therapy dogs. It clarifies distinct differences between assistance dogs serving people who have disabilities as opposed to pets, focusing on tasks dogs must be able to perform to be regarded as guide, service, hearing, or professional therapy dogs. It establishes legal remedies for interference, injury, assault, or intimidation of working teams of disabled persons and their assistance dogs. The legislation also establishes criteria for identification of assistance dog teams. The Bill would further amend existing statutes so that each established category of assistance dog serving a disabled handler receives equal access rights under the law. The bill further defines and clarifies the role of professional therapy dogs, who, with their handlers, work in professional, formal settings to provide therapeutic services, and establishes limited access rights for such dogs.

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Attachment 2