

MINUTES OF THE HOUSE ENVIRONMENT COMMITTEE

The meeting was called to order by Chairperson Joann Freeborn at 3:30 p.m. on January 20, 2004 in Room 231-N of the Capitol.

All members were present.

Committee staff present:

Emalene Correll Legislative Research Department  
Raney Gilliland Legislative Research Department  
Mary Torrence, Revisor of Statutes  
Mary Ann Graham, Committee Secretary

Conferees appearing before the committee: David A. Brenn, Executive Director, Kansas Water Congress, 816 SW Tyler, Topeka, KS 66612  
Bill Bider, Bureau of Waste Management, KSHE, 1000 SW Jackson Ste 320, Topeka, KS 66612-1366  
Ken Grotewiel, Assistant Director, KS Water Office, 901 S. Kansas Avenue, Topeka, KS 66612-1249

Others attending:  
See Attached List.

Chairperson Joann Freeborn called the first meeting of the 2004 Legislative session to order. She stated that she had planned to do committee introductions today but at this time no one has been assigned to fill committee member Representative Donald Betts who was appointed to the Senate.

The Chairperson stated she had been notified of two individuals wishing to make bill requests.

Bill Bider, KDHE, requested a bill for Improvements to Solid Waste Facility Permitting Process. (See attachment 1)

Rep. Dan Johnson made a motion the bill requested by KDHE be introduced. Rep. Vaughn Flora seconded the motion. Motion carried.

Ken Grotewiel, KS Water Office, requested a bill making the necessary statutory changes to expand the State's bonding authority for water infrastructure development.

Rep. Vaughn Flora made a motion the bill requested by KWO be introduced. Rep. Joshua Savaty seconded the motion. Motion carried.

Chairperson Freeborn welcomed David Brenn, Kansas Water Congress, to the committee. He presented a review of the Kansas Water Congress to help the committee understand the new citizen involvement in water issues. The mission of the KWC is to promote the wise management and stewardship of the State's water resources and to protect, conserve, and develop Kansas water resources for the benefit of Kansas' present and future generation. The Kansas Water Congress is a non-for-profit, fee funded entity separate and distinct from existing state agencies, associations, other organizations and direct political affiliation. The Kansas Water Congress was incorporated in February 2003. Since that time significant progress has been made in the development of the Congress. Short term 2004 goals include: (1) The 2004 Legislative Session will be an opportunity to communicate the role and function of the KWC and provide a resource of objective information and facts on water issues facing the State. Advocacy on issues is not planned for this Legislative Session. (2) Help facilitate each of the 29 statewide Divisions, in the process of establishing their governance. Six of the 29 Divisions have established governance at this time. (3) Separate meeting/teleconferences of the Geographic, Groundwater Management and General Divisions are being scheduled for early 2004. (4) Continue to expand both sustaining and individual membership across the State by focusing on each of the 29 Divisions and the water issues relevant to them. (5) Utilize quarterly newsletter, e-mail and regular mail to update and inform membership on relevant water related issues. (6) The Kansas Water Congress had its first General Membership Meeting in conjunction with the

CONTINUATION SHEET

MINUTES OF THE HOUSE ENVIRONMENT COMMITTEE at 3:30 p.m. on January 20, 2004 in Room 231-N of the Capitol.

“Water and Future of Kansas Conference”, March 11, 2003, Lawrence, Kansas. (See attachment 2)  
Committee questions and discussion followed.

The Chairperson thanked Mr. Brenn for his review and recognized and thanked a number of guests attending today’s meeting that have an interest and/or have been involved in the process of the Kansas Water Congress. She expressed her appreciation to current and former elected officials for their desire to come and show support and to be here to answer questions; Senator Janis Lee, Senator Mark Taddiken, Rep. Ward Loyd, Rep. Doug Gatewood, Rep. Tom Thulll, former Representative Robin Jennison, former Representative Richard Reinhardt, and Ken Frahm, Colby, Kansas.

Chairperson Freeborn announced that she will not be here on Thursday, January 22. She will be going to Fort Riley, Kansas, with a group to say farewell to troops leaving for duty in Iraq. Rep. Lee Tafanelli will chair the meeting. Shelia Frahm, Chairperson, and staff, will present the Final Report of the Kansas Natural Resources Legacy Alliance.

The meeting adjourned at 4:20 p.m. The next meeting is scheduled for Thursday, January 22, 2004.

HOUSE ENVIRONMENT COMMITTEE

DATE January 20, 2004

NAME	REPRESENTING
Eric Collins	Ks Govt Consulting
Leslie Kaufman	Ks Coops
Mary Jane Stankiewicz	KGFPA / KARA
Ken FRANK	Ks. WATER CONGRESS
<del>Richard R. Reinhardt</del>	" " "
Ken Grotawiel	KS Water Office
Robin Jennison	Ks Water Congress
Garett Schmidt	Legislative Intern
Scott Young	Polsinelli Shalton
Ken RAHSEJ	Ks Duly Assn.
Jared Halster	Rep Johnson
Susan Kang	KDHE
Janet	Senate
Jon Starns	KACD
Mads Tadden	Senate
Andy Shaw	Kearney & Associates Inc
Bill Bider	KDHE
Doug Farmer	KDHE
Bill Brady	City of Hays



K A N S A S

RODERICK L. BREMBY, SECRETARY

DEPARTMENT OF HEALTH AND ENVIRONMENT

KATHLEEN SEBELIUS, GOVERNOR

**KDHE Bill Introduction to  
House Environment Committee  
Improvements to Solid Waste Facility Permitting Process**

January 20, 2004

by

Bill Bider, Director, Bureau of Waste Management

*The proposed bill was developed by KDHE in cooperation with a landfill siting and permitting task force. The task force includes representation from cities, counties, private companies, public and private associations, and environmental interest groups.*

**Proposed Bill Addresses Three Areas**

1. A new requirement for applicants to complete a "preliminary site evaluation" (PSE) so that information about the site which has been validated by KDHE can be provided to local elected officials and planners before they: (1) make decisions related to land use/zoning and (2) certify consistency with their county solid waste plan.
2. Time limits have been established for permit application review times by KDHE
3. Permit application fees have been increased for large Subtitle D MSW landfills to cover the actual costs incurred by KDHE to process an application.

PRESENTATION OF THE  
KANSAS WATER CONGRESS

SUBMITTED TO THE

HOUSE ENVIRONMENT COMMITTEE

REPRESENTATIVE JOANN FREEBORN, CHAIRMAN

JANUARY 20, 2004

Kansas Water Congress, Inc.  
816 S.W. Tyler  
Topeka, KS 66612  
785-290-0003  
620-287-4541

*House Environment  
1-20-04  
Attachment 2*

Madam Chair, distinguished Committee Members and all interest persons and parties.

Thanks you, for your invitation and opportunity to appear before this group and inform the committee about the Kansas Water Congress.

The mission of the Kansas Water Congress is to promote the wise management and stewardship of the State's water resources and to protect, conserve, and develop Kansas Water resources for the benefit of Kansas' present and future generations.

The Kansas Water Congress is a non-for profit, fee funded entity separate and distinct from existing state agencies, associations, other organizations and direct political affiliation.

The members of the Kansas Water Congress come from every watershed and represent every type of water user in the state and recognizes the necessity for the unity of purpose and objective in supporting the formation and execution of a stable water policy for a unified State of Kansas. The Board of Directors is composed of 29 members established from 12 geographic and 17 general Divisions, representing a broad based statewide governance. The members join together in dedicating themselves to the task of securing responsible development, protection, and management of all of our available water resources, grounding their actions upon the fundamental proposition that equity must be done to and among all areas in the State.

In recognition of the fact that utilization of the State's limited and precious water resources will fix the limits of greatness which the State can attain in the future, the Congress is dedicated to the end that the responsible development, protection, and management of our water resources become the first order of business of the entire State and of its people.

The Kansas Water Congress recognizes the significant importance and need to achieve harmony between the water resources and other natural resources of the State, and strive to insure a quality environment in Kansas.

#### OBJECTIVES AND PURPOSES:

The objectives of the Congress shall be to bring about institution and advancement of programs for the conservation, development, and protection of the water resources of the State of Kansas and fully recognize the role and function of existing State agencies and Districts related to water resources.

In support of this the Congress will:

- Provide a forum where the water users strive to reach consensus on water issues;
- Advocate positions on water policy;

- Promote and advocate interactions between water related state agencies, water districts and facilitate cooperation and efficiency in the process;
- Provide education and information on water issues affecting Kansas;
- Promote a board base of membership, which would include both sustaining and individual members representing a diversified base of water interests and users.

In furtherance of these objectives, the Congress shall cooperate with and support organizations working for the same general objectives. It shall provide its membership with a forum for the discussion of water issues to the end that, where possible, conflicts among water users may be resolved through the medium of mutual discussion of the facts and proposed solutions. It shall provide, to the greatest extent possible, information for the education of its membership and for the enlightenment of the people of the State, to that end that the people will, through the democratic process, insist upon and support a well defined and strong state water program.

Based on development of fact, dissemination of information, resolution of conflicts, and the democratic process, the Congress shall make its influence felt in each area of public authority over water matters.

The Kansas Water Congress was incorporated in February 2003. Since that time significant progress has been made in the development of the Congress, which include:

- Opening of our Topeka office in May 2003. Our office is located in the Association Office building at 816 SW Tyler, Topeka, Kansas 66612.
- On May 28, 2003 we held our first statewide Kansas Water Congress meeting at the Rolling Hills Zoo Conference Center near Salina, Kansas. About 70% of the divisions were represented for the orientation and discussion session
- Numerous informational presentations have been made to general groups, existing statewide associations, government agencies and individuals.
- Attended all 4 of the Natural Resource Legacy Alliance public hearings held across the state this fall.
- The Initial Directors and Steering Committee for the 29 statewide Divisions of the Congress has been established.

This group is key to the organizational development of the Congress as we move into and through 2004.

- Founding and sustaining membership has been received from 15 separate entities to help fund the Congress in the developmental stage. Additional funding through individual, sustaining and founding memberships is being sought and encouraged.
- The Congress has initiated a grant application process to seek additional funding sources, in our developmental stage.

- The Management/Executive Committee of the Congress has met or teleconferenced 3 times during the year to conduct business and review status and direction of the Congress.

#### Short Term 2004 Goals

- The 2004 Legislative Session will be an opportunity to communicate the role and function of the Kansas Water Congress and provide a resource of objective information and facts on water issues facing the State. Advocacy on issues is not planned for this Legislative Session.
- Help facilitate each of the 29 statewide Divisions, in the process of establishing their governance. 6 of the 29 Divisions have established governance at this time.
- Separate meeting/teleconferences of the Geographic, Groundwater Management and General Divisions are being scheduled for early 2004.
- Continue to expand both sustaining and individual membership across the State by focusing on each of the 29 Divisions and the water issues relevant to them.
- Utilize quarterly newsletter, e-mail and regular mail to update and inform membership on relevant water related issues.
- The Kansas Water Congress will have its first General Membership Meeting in conjunction with the "Water and Future of Kansas Conference", March 11, 2003, Lawrence, Kansas.

Thank you for your interest and support of the Kansas Water Congress.

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<http://www.gmd3.org/KansasWaterCongress>