

MINUTES OF THE SENATE AGRICULTURE COMMITTEE

The meeting was called to order by Chairman Derek Schmidt at 8:30 a.m. on February 23, 2004 in Room 423-S of the Capitol.

All members were present.

Committee staff present:

Raney Gilliland, Legislative Research
Amy VanHouse, Legislative Research
Lisa Montgomery, Office of the Revisor of Statutes
Robert Myers, Committee Secretary

Conferees appearing before the committee:

Lisa Montgomery - Office of Revisor of Statutes
Chris Wilson - Kansas Agricultural Aviation Association
Tom Whitaker - Kansas Motor Carriers Association
Eric Krug - Kansas Federation of Animal Owners
Rebecca Mosshart of Nashville, Kansas
Sam Mosshart of Protection, Kansas
Martha Bartels of Marysville, Kansas
Dale Lowe
Rebecca Blaes - Licensed Kansas Animal Breeder Representative; Chairman, Kansas Pet Animal Advisory Board
Sharon Munk of Menlo, Kansas
Ellen Quernor - Kansas Animal Health Department
Betty Westhoff of St. Paul, Kansas

Others attending:

See Attached List.

SB 335: Creating the Kansas propane safety and registration act.

Chairman Schmidt called for final action on **SB 335**.

Lisa Montgomery appeared before the committee in order to provide a section-by-section overview of the language of the proposed substitute for **SB 335** (Attachment 1).

Senator Umbarger moved to adopt the proposed substitute for **SB 335**, seconded by Senator Huelskamp. The motion carried.

The committee continued its action on **SB 335** by suggesting the following technical changes to the language of the proposed substitute:

- Section 1(c)(1), line 1: insert the words *or marketer* before the word *shall*
- Section 1(c)(1), line 3: change *retail sale and transport* to *retail sale or retail transport*
- Section 3(a), line 3: strike the word *customer's* and replace it with *end retail user's*
- Section 3(d), line 3: strike the words *willful* and *wanton*
- Section 3(e), line 1: strike the word *Kansas*
- Section 3(f), line 4: strike the word *Kansas*
- Section 3(g), line 4: strike *willful and wanton* and replace it with *reckless or intentional*
- Section 6(a)(3), line 2: strike the word *marketer*

Senator Huelskamp moved to make the suggested technical changes to the proposed substitute for **SB 335**, seconded by Senator Umbarger. The motion carried.

Senator Huelskamp moved to insert the word *major* before the word *modification* in both Section 4(a), line 5 and Section 4(b), line 1 and to add *major modification after construction* in Section 4(a), line 1 of the proposed substitute for **SB 335**, seconded by Senator Umbarger. The motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE AGRICULTURE COMMITTEE at 8:30 a.m. on February 23, 2004 in Room 423-S of the Capitol.

Senator Lee moved to make the following additions to the proposed substitute for SB 335:

- Section 6(b)(1), line 1: insert the word *dealer* before the word *license*
- Section 6(b)(2), line 1: insert the words *bulk storage site* before the word *license*
- Section 6(b)(3), line 1: insert the words *cylinder transport* before the word *license*
- Section 6(b)(4), line 1: insert the words *cylinder filling* before the word *license*
- Section 6(b)(5), line 1: strike the word *license* and replace it with the words *recreational vehicle fueling permit*
- Section 6(b)(6), line 1: insert the words *cylinder exchange cabinet* before the word *license*
- Section 6(b)(7), line 1: insert the words *self-serve liquified petroleum gas dispensing* before the word *license*
- Section 6(b)(8), line 1: insert the words *installation and service of liquified petroleum gas systems* before the word *license*

Seconded by Senator Huelskamp. The motion carried.

Senator Umbarger moved to report the amended bill favorably for passage, seconded by Senator Corbin. The motion carried.

SB 326: Licensure requirements for pesticide businesses.

Chairman Schmidt called for final action on **SB 326**.

Chris Wilson appeared before the committee in order to present a balloon that she had prepared to **SB 326** following a meeting with representatives of the Kansas Pest Control Association and the Kansas Agribusiness Retailers Association. She explained that the balloon makes aerial pesticide application a separate section (b) under KSA 2-2448, at the current levels (Attachment 2).

Senator Huelskamp moved to adopt the agreed upon amendment, seconded by Senator Tyson. The motion carried.

SB 335: Creating the Kansas propane safety and registration act.

Technical changes to **SB 335** were brought to the attention of Chairman Schmidt. Discussion ensued regarding the changes.

Senator Huelskamp moved to reconsider the previous final action on SB 335, seconded by Senator Umbarger. The motion carried.

Senator Lee moved to strike in Section 3 subsection (g) from SB 335, seconded by Senator Huelskamp. The motion carried.

Senator Huelskamp moved to report the amended bill favorably for passage, seconded by Senator Umbarger. The motion carried.

SB 472: Motor carrier certificate exception for manure haulers.

Chairman Schmidt opened the hearing on **SB 472**.

Tom Whitaker appeared before the committee as a neutral conferee with regard to **SB 472**. He stressed that his main objection to registering and filing insurance with the Transportation Division of the Kansas Corporation Commission is the requirement to maintain "cargo insurance." Furthermore, he stated that the Kansas Motor Carriers Association (KMCA) understands the potential difficulty of finding insurance for a commodity such as animal dung. He informed the committee that the KMCA is not against the passage of the bill, provided that the legislation is not expanded to include other commodities (Attachment 3).

Chairman Schmidt called for final action on **SB 472**.

CONTINUATION SHEET

MINUTES OF THE SENATE AGRICULTURE COMMITTEE at 8:30 a.m. on February 23, 2004 in Room 423-S of the Capitol.

Senator Tyson moved to report the bill favorably for passage, seconded by Senator Taddiken. The motion carried.

Chairman Schmidt asked Senator Huelskamp to carry the bill on to the Senate floor. Senator Huelskamp accepted.

SB 378: Inspections of kennels.

Chairman Schmidt opened the hearing on **SB 378**.

Eric Krug appeared before the committee as a proponent of **SB 378**. He emphasized the adequacy of the state's inspection program by stating that it is designed for the regulation of both those that do abide by and those that consistently break the law in the animal breeding industry. With regard to the latter group, Mr. Krug stated that there continue to be illegal breeders and hoarders in the state, thus showing the importance of focusing the state inspection program on them as opposed to USDA facilities. Furthermore, he focused on the growth of the animal breeding industry, claiming that it has had a very negative impact on the budget of the Kansas Animal Health Department. He added, however, that the department stands to gain a revenue in excess of \$50,000.00 as a result of eliminating its inspection of USDA facilities, per the bill. In closing, he stated that many of the guidelines being set by the USDA parallel those already followed by the state, thus indicating the redundancy of continuing with dual inspections that are performed according to identical laws and guidelines (Attachment 4).

Eric Krug submitted to the committee a folder containing letters written by various individuals in support of **SB 378** (Attachment 5).

Rebecca Mosshart appeared before the committee as a proponent of **SB 378**. She focused her testimony on the reportedly small percentage of problems with USDA licensed kennels, stating the following statistics:

- As of February 1, 2004, there were approximately 411 USDA licensed kennels in the state
- Less than 1% of the USDA licensed kennels in the state (i.e., approximately 4 kennels) had been problematic for the Kansas Animal Health Department

She further stated her belief that the Kansas Animal Health Department would have more time and money to devote to the problem of those animal breeders not complying with the law if it did not have to inspect the approximately 411 USDA licensed kennels. In her opinion, the USDA can independently handle the small percentage (i.e., 1%) of problematic kennels that it has licensed in the state (Attachment 6).

Sam Mosshart appeared before the committee as a proponent of **SB 378**. He stated that one of the main benefits of implementing the bill would be the reduction of state funding needed by the Kansas Animal Health Department due to not requiring it to inspect USDA licensed facilities, and thus reducing its workload. Furthermore, Mr. Mosshart refuted the claim that the current dual inspection law makes Kansas a model state by saying that, as an individual within the pet dog industry, he has never once heard Kansas acclaimed as having model status with regard to its kennel inspection laws (Attachment 7).

Martha Bartels appeared before the committee as a proponent of **SB 378**. She expressed her belief that, during a time of such great need for making budget cuts, the state could use its money much more wisely than by continuing with the dual inspection process (Attachment 8).

Dale Lowe appeared briefly before the committee as a proponent of **SB 378**.

Senator Huelskamp submitted to the committee the following three pieces of written testimony:

1. A letter that he had received from Brad Harris, the Clark County Sheriff, written in support of **SB 378** (Attachment 9).
2. An email that he had received from Pam Franlin of Girard, Kansas, expressing her opinions and suggestions with regard to the kennel inspection process in the state (Attachment 10).
3. An agency overview of the Kansas Animal Health Department, providing primarily a budget summary (Attachment 11).

CONTINUATION SHEET

MINUTES OF THE SENATE AGRICULTURE COMMITTEE at 8:30 a.m. on February 23, 2004 in Room 423-S of the Capitol.

Rebecca Blaes appeared before the committee as an opponent of **SB 378**. She referred to the enforcement of the Animal Facilities Inspection Program in the early 1990's, stating that it was in response to the negative publicity and boycotts that had resulted from the failure of the USDA alone to improve the reputation of the Kansas Pet Industry. She further pointed out that, following the enforcement of this program, retailer confidence in the health of animals purchased in Kansas rose greatly (from 78% in 1990 to 100% in 2002). She also reported that, according to a controlled Licensed Animal Breeder Survey in September 2003, seventy-eight percent of breeders favored increased funding to support the Kansas Facilities Inspection Program. Finally, she expressed to the committee her belief that an exemption of the USDA facilities from the Kansas Inspection Program would lead to a great backslide into a once-again degraded pet industry in Kansas (Attachment 12).

Sharon Munk appeared before the committee as an opponent of **SB 378**. She began her testimony with a brief overview of the passing of the Kansas Animal Dealers Act in 1988, the 1990 boycott of Kansas-raised pets, and the subsequent appointment by the Governor's Office of the first advisory board. With regard to the current USDA and Kansas Animal Health Department (KAHD) inspection process, she reported the following to the committee:

- USDA and KAHD share inspection reports
- USDA notifies the state upon encountering a problem kennel
- KAHD inspectors mandatorily attend USDA training sessions
- KAHD inspectors attend 120 hours of schooling, in order to better allow an understanding of the legalities involved in inspections

Furthermore, she stated that although USDA inspections have indeed improved since prior to the 1990's, the only action taken in instances of violation is generally a mere write-up against the problem kennel. She also posed to the committee the potential problem of the USDA running into a budget crunch, and thus being left with insufficient inspectors. In closing, she declared the kennel inspection issue as one based on consumer confidence, comparing it to the brief outbreak of Mad Cow Disease in the United States. Along with her written testimony, Sharon submitted a bound booklet containing Kansas Pet Industry survey results and questions, relevant statutes, and a photocopied letter written by Rebecca Blaes among other items (Attachments 13 and 14).

Ellen Quernor appeared before the committee as an opponent of **SB 378**. She expressed to the committee her belief that the State needs to continue with its inspections, regardless of whether or not the USDA or any other body is performing them also. She asked that the committee listen closely to the opposing testimony, especially the reasons given by those in the breeding industry.

Betty Westhoff appeared before the committee as an opponent of **SB 378**. She expressed her willingness, as a member of the pet industry, to experience an increase in license fees in order to permit the continuance of the current dual inspection program by both the USDA and the Kansas Animal Health Department (KAHD). She noted the following statistics with regard to the Kansas Pet Industry before and after the implementation of the current inspection program:

- confidence in the health of Kansas-bred pets grew from 78%, in 1990, to 100%, in 2002
- in 1990, 59% of Kansas-bred animals had the same amount or fewer health problems than those originating in other states, whereas the number had risen to 97% by 2002

Finally, she stated that the inspection program in Kansas is perceived as a model for other states, claiming that Missouri is following our example with regard to its current program..She stated her belief that the implementation of this bill would only cause a negative step backwards for the Kansas Pet Industry (Attachment 15).

Mary Johnson of McCune, Kansas submitted written testimony to the committee in opposition to **SB 378** (Attachment 16).

Anita Baker of Iola Kansas submitted written testimony to the committee in opposition to **SB 378** (Attachment 17).

Donna Winder submitted written testimony to the committee in opposition to **SB 378** (Attachment 18).

CONTINUATION SHEET

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Loren Pachta of Mahaska, Kansas submitted written testimony to the committee in opposition to **SB 378** (Attachment 19).

Connie Heidebrecht submitted written testimony to the committee in opposition to **SB 378** (Attachment 20).

Dorothy Brecheisen submitted written testimony to the committee in opposition to **SB 378** (Attachment 21).

Carol Stubbs, on behalf of the Helping Hands Humane Society, Inc., submitted written testimony to the committee in opposition to **SB 378** (Attachment 22).

Debra Duncan, on behalf of the Kansas Animal Health Department, submitted written testimony to the committee in opposition to **SB 378** (Attachment 23).

The committee received the August 2002 Performance Audit Report of animal breeders and sellers in Kansas, as composed by the Legislative Division of Post Audit.

The committee received an historic overview of the Kansas Pet Animal Act (Attachment 24).

The next meeting is scheduled for Wednesday, March 3, 2004.

SENATE AGRICULTURE COMMITTEE GUEST LIST

DATE: 2-23-2004

NAME	REPRESENTING
Leslie Kaufman	Ks Council Co-op Council
Debra Duncan	Ks Animal Health Dept
George Teagarden	" "
Dorothy Brecheisen	Ks Animal / Pet Industry
Dicki Drees	Ks Pet Animal Advisory Board
May Ann Carr	Helping Horses Home Society
Nancy Stebbins	Helping Horses Home Society
Ruqaiya Mulla Bantel	you & I
Sam M. Weber	Self
Patricia Weber	Self
Eric King	K-RED
Art Whit	How Low Fun
George E. Whit	Self
Diane Turner	KS Coop Council
Betty Westhoff	Ks. Pet Industry
Sharon Munk	Ks Pets Industry
Chuck Westhoff	Kans. Pet Industry
Ellen Queen	PALS Animal Rescuer
Stacy Miles	Pet Advertiser Board

PROPOSED Substitute for SENATE BILL NO. 335

By

AN ACT concerning liquefied petroleum gas; relating to the regulation thereof.

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

Section 1. (a) This act shall be referred to as the Kansas propane safety and licensing act.

(b) The state fire marshal shall establish programs relating to the regulation and licensing of the liquefied petroleum gas industry in Kansas.

(c) For the purpose of this act:

(1) "Liquefied petroleum gas marketer" shall mean and include any person, firm or corporation engaged directly in the retail sale and transport delivery of liquefied petroleum gas;

(2) "retail distribution of liquefied petroleum gas" shall mean the delivery, sale or transportation of liquefied petroleum gas to an end retail user;

(3) "liquefied petroleum gas" shall mean and include any material which is composed predominantly of any of the following hydrocarbons or mixtures of the same: propane, propylene, butanes, including, but not limited to, normal butane and isobutane and butylenes;

(4) "business" shall not mean a motor carrier, as defined in K.S.A. 66-1,108, and amendments thereto, which is properly registered with the state corporation commission, except for a motor carrier who is a liquefied petroleum gas marketer;

(5) "end retail user" shall mean and include any consumer, person, firm or corporation who utilizes liquefied petroleum gas in Kansas;

(6) "Liquefied petroleum gas system" or "system" shall mean and include any equipment utilizing liquefied petroleum gas including a storage container, end point or points of combustion, appliances and all attachments utilizing or transporting liquefied petroleum gas in a building of any kind;

(7) "returned to service" shall mean the time at which liquefied petroleum gas is reintroduced into the liquefied

Senate Agriculture
February 23, 2004
Attachment 1

petroleum gas system, any part of the liquefied petroleum gas system is repressurized, or at the completion of any installation, modification, repair or service of a system;

(8) "interruption of service" shall mean (A) an event which causes a liquefied petroleum gas system to become, in total or in part, depressurized due to any installation, modification, repair, service; or (B) a change in occupancy or ownership of the location utilizing the liquefied petroleum gas system;

(9) "state fire marshal" shall mean the fire marshal of the state of Kansas; and

(10) "liquefied petroleum gas facilities" shall mean any liquefied petroleum gas facility with an aggregate water capacity exceeding 2,000 gallons.

Sec. 2. (a) No person, firm, corporation, association or other entity shall engage in any activity relating to the retail distribution of liquefied petroleum gas, including, but not limited to, the manufacturing, assembling, modifying, fabrication, installing or selling of any system, container or apparatus to be used in the state of Kansas for the transportation, storing, dispensing or utilization of liquefied petroleum gas by an end retail user without first having obtained the proper license to do so as provided in this act.

(b) This act shall not apply to vehicles utilizing or machinery utilizing liquefied petroleum gas, the filling of cylinders by owners for private use, liquefied petroleum gas systems with a capacity of less than 20 gallons of liquefied petroleum gas or storage containers with a water capacity of 100 lbs or less unless otherwise stated in this act.

(c) Systems of propane with multiple storage containers serving different purposes or different geographical locations shall be treated as individual and separate systems.

Sec. 3. (a) In any action brought against a liquefied petroleum gas marketer for personal injury or property damage, a liquefied petroleum gas customer's damages shall be reduced by the comparative negligence of the customer or any third party to

the extent the action of the customer or the third party contributed to cause the personal injury or property damage, including, but not limited to the customer's or third party's: (1) Modification, repair, service or alteration of the customer's liquefied petroleum gas system; or (2) failure to conduct a leak check or inspection of the liquefied petroleum gas system after any modification, repair, service or alteration of the customer's system.

(b) Nothing in this act is intended to limit any claim or defense that an act of a customer, third party, marketer or other person or entity contributed to cause the personal injury or property damage.

(c) In any action brought against a liquefied petroleum gas marketer for personal injury or property damage, evidence of the marketer's compliance or noncompliance with this act shall be admissible as evidence to support a claim or defense to the extent such evidence is relevant to the cause of the personal injury or property damage.

(d) Nothing in this act is intended to limit the liability of any individual, licensee, or liquefied petroleum gas marketer for any damages that arise from the willful, wanton, reckless or intentional act.

(e) The Kansas state fire marshal shall develop an information notice and distribute the same annually to all licensees. The notice shall include a reference to this section, a description of the law and any additional information that the state fire marshal deems necessary and appropriate.

(f) Every liquefied petroleum gas marketer in Kansas shall maintain continuous general liability coverage of no less than \$1,000,000 and shall annually provide proof of insurance to the Kansas state fire marshal.

(g) All judgments, decisions and damages awarded relating to a liquefied petroleum gas incident made by a court of law in Kansas shall be a maximum of \$1,000,000 excluding a finding of gross negligence, or a willful and wanton act.

Sec. 4. (a) A plan and application for design, construction and installation of all liquefied petroleum gas facilities with an aggregate water capacity exceeding 2,000 gallons must be submitted to the state fire marshal prior to the commencement of such design, construction, modification and installation of all liquefied petroleum gas facilities owned or operated by a liquefied petroleum gas marketer.

(b) Construction, modification and installation of all liquefied petroleum gas facilities with an aggregate water capacity exceeding 2,000 gallons shall not commence until such plan and application is reviewed and approved by the state fire marshal in accordance with rules and regulations.

(c) The state fire marshal shall approve or deny the submitted applications and plans within 20 business days upon receipt of all necessary documentation as provided for in rules and regulations. If the state fire marshal requests additional information from the applicant, the state fire marshal shall have an additional 20 business days from the day of receipt of such information to approve or deny the submitted application and plan.

Sec. 5. (a) A liquefied petroleum gas advisory board shall be created within and as part of the state fire marshal's office.

(b) The advisory board shall serve in an advisory capacity to the governor and the state fire marshal. The advisory board shall review and make recommendations on proposed rules and regulations or proposed revisions to current rules and regulations concerning liquefied petroleum gas prior to the submission of such rules and regulations to the secretary of administration pursuant to K.S.A. 77-420, and amendments thereto. Personnel matters of the state fire marshal shall not be reviewed by the advisory board. The fire marshal advisory board shall not have any powers, duties or functions concerning the day-to-day operations of the state fire marshal.

(c) The board shall be composed of nine members who shall be appointed by the governor. Four members shall represent retail

marketers of liquefied petroleum gas; one member shall represent the insurance industry; one member shall represent wholesalers, resellers, suppliers and importers of liquefied petroleum gas; one member shall represent manufacturers and distributors of liquefied petroleum gas equipment and transporters of liquefied petroleum gas; and two members shall come from the public. At no time shall more than five members of the fire marshal's advisory board be members of the same political party.

(d) The regular term of office of members of the advisory board shall be four years. Regular terms shall commence on the second Monday in January following the appointment of a board member.

(e) Of the members of the board appointed in the year 2004:

(1) Four members shall have terms ending on the second Monday in January 2008 and no more than two such members shall be members of the same political party; and

(2) five members shall have terms ending on the second Monday in January 2007 and no more than three such members shall be members of the same political party.

(f) Any member appointed subsequent to 2004 shall be appointed for a four-year term, unless such appointment is to fill the unexpired term where a vacancy has occurred on the advisory board, in which case the member shall be appointed for the remainder of the unexpired term.

(g) Members of any such advisory committee shall serve without compensation. The membership shall be selected based on the individual's knowledge regarding propane, insurance or other relevant expertise.

Sec. 6. (a) The state fire marshal shall establish rules and regulations consistent with this act. Any rules and regulations of the state fire marshal adopted pursuant to this section may incorporate by reference specific editions, or portions thereof, of nationally recognized fire prevention codes. Such rules and regulations shall include but not be limited to the following:

(1) Establish classes of licenses which shall be renewed on

an annual basis, including, but not limited to:

(A) Class one dealer license is required to engage in the retail distribution of liquefied petroleum gas;

(B) class two bulk storage site license which requires the holder to report all bulk storage facilities and locations within their operations;

(C) class three cylinder transport license is required to operate a cylinder delivery service;

(D) class four cylinder filling license is required to operate a cylinder filling facility, including liquefied petroleum gas cylinder filling and the sale of cylinder valves, and the operation of a liquefied petroleum gas filling station;

(E) class five recreational vehicle fueling permit is required to fuel recreational vehicles or mobile fuel containers;

(F) class six cylinder exchange cabinet license is required to establish a cylinder exchange cabinet or participate in a cylinder program;

(G) class seven self-serve liquefied petroleum gas dispensing license is required to operate a liquefied petroleum gas fueling facility; and

(H) class eight installation and service of liquefied petroleum gas systems license is required to install, maintain, or modify a residential or commercial liquefied petroleum gas distribution and utilization system.

(2) establish educational requirements for each class of licenses;

(3) establish inspection programs and inspection requirements for all liquefied petroleum gas marketer facilities, operations, installations and businesses, including, but not limited to, bulk storage areas, safety information and customer records, educational requirements of liquefied petroleum gas employees and commercial establishments and places of public gathering that are end retail users for compliance with rules and regulations; and

(4) the state fire marshal shall specify codes which the

state fire marshal has determined provide adequate protection and guidance to the liquefied petroleum gas industry and public relating to the handling, installation, modification, delivery and use of liquefied petroleum gas and liquefied petroleum gas systems.

(b) The state fire marshal shall have the authority to charge and collect fees as provided in this subsection:

(1) The annual license fee for a class one license shall not exceed \$250 per location;

(2) the annual class two license fee shall not exceed \$50 per tank;

(3) the annual class three license fee per vehicle shall not exceed \$125 per truck;

(4) the annual class four license fee per facility shall not exceed \$75 per location;

(5) the annual class five license fee per facility shall not exceed \$75 per location;

(6) the annual class six license fee per facility shall not exceed \$15 per location;

(7) the annual class seven license fee per facility shall not exceed \$75 per location; and

(8) the annual class eight license fee shall not exceed \$25 per individual.

(c) In addition to any other penalty provided by law, any person violating the provisions of this act and amendments thereto or the rules and regulations adopted pursuant to this act may incur a civil penalty in the amount not less than \$50 nor more than \$1,000 for each such violation. In the case of a continuing violation, every day such violation continues is a separate violation. Such fines shall be imposed pursuant to the procedures provided in the administrative procedure act. Any civil penalty recovered shall be remitted to the state treasurer and deposited to the credit of the state general fund.

(d) The state fire marshal shall create uniform safety information which shall be distributed on, at least an annual

basis, to all licensees.

(e) Grounds for suspension, revocation or refusal to issue or renew license; procedure.

(1) The fire marshal may suspend, revoke or refuse to issue or renew a license of any liquefied petroleum gas marketer or individual licensee as created by this act and rules and regulations upon proof that the licensee has violated any provision of this act or amendments thereto, any rules and regulations or amendments thereto, or provision regarding a class of license as established by the state fire marshal.

(2) Proceedings to consider the suspension, revocation or refusal to renew a license shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

Sec. 7. There is hereby created the state fire marshal liquefied petroleum gas fee fund. The fire marshal shall remit all moneys received by or for it from fees or charges to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state fire marshal liquefied petroleum gas fee fund. All expenditures from the state fire marshal liquefied petroleum gas fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the fire marshal or by a person or persons designated by the state fire marshal.

Sec. 8. This act shall take effect and be in force from and after its publication in the Kansas register.

February 17, 2004

TO: Senate Agriculture Committee Members

RE: SB 326

Following the hearing last week, I met with the representatives of the Kansas Pest Control Association and KARA who indicated they thought the best approach to solving the KAAA's problems with SB 326 would be to separate out aerial, since it is already distinct coverage. So, I have prepared the attached balloon which makes aerial application a separate section (b) under KSA 2-2448, at the current levels.

Since the hearing, I have received more information from the Department of Agriculture. In 2003, there were a total of \$180,000 in civil penalties assessed. Of that amount, only \$17,250 was from agriculture, category 1A. Yet the agriculture category accounts for about 1/3 of the licensees. From 1998 through 2002, there have been 24 fines issued to ground and aerial operators as a result of complaints, less than 5 per year. Eleven were aerial. I have been unable at this point to find any valid claim that hasn't been paid in full.

In the meantime, I pledge that we will continue to research this issue:

We are curious about the 140 pesticide business licensees, about 10% of the total, that use a bond, letter of credit or escrow account for their license. We will work with the Department of Agriculture to survey these licensees to determine what the cost would be of an increase; whether they would continue to utilize that method; what they would do instead.

We pledge to return to you in the 2005 Session if any change is warranted. But we do not want to make a change unless there is a need, when it will result in increased costs to applicators and an increased cost that would be passed on to farmers.

Thank you for your consideration,



Chris Wilson
KAAA Executive Director

Senate Agriculture
February 23, 2004
Attachment 2

SENATE BILL No. 326

By Committee on Agriculture

1-21

AN ACT concerning pest control; relating to licensure requirements; amending K.S.A. 2-2448 and repealing the existing section.

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

Section 1. K.S.A. 2-2448 is hereby amended to read as follows: 2-2448. (a) Except as provided by subsection (b), The secretary shall not issue a pesticide business license until the applicant has furnished proof of financial responsibility by one of the following:

(a) Except as provided in ^{sub}section (b), F t

(1) (a) A surety bond in an amount not less than \$6,000 \$50,000 per year. The bond shall be executed by a corporate surety and shall state the effective date and the expiration date. The surety bond shall be executed on a form approved by the secretary. The applicant shall be named as the principal in the bond. Such bond shall be to the state of Kansas and shall be conditioned upon compliance by the principal and by the principal's officers, agents, representatives and employees, with the provisions of this act and acts amendatory thereof and supplemental thereto. It shall be unlawful for any licensed person to use the words "bond" or "bonded" in advertising or in publicizing such person's operations in connection with the application of pesticides unless such bond is a performance bond and that fact and the amount of such bond are specified.

(a) (1)

(2) (b) A certificate of liability insurance. The certificate of liability insurance shall be executed by an insurance company authorized to do business in Kansas or by a licensed insurance agent operating under authority of K.S.A. 40-246b, and amendments thereto, and shall state the effective date and the expiration date of the policy. Such liability insurance shall be subject to the insurer's policy provisions filed with and approved by the commissioner of insurance pursuant to K.S.A. 40-216, and amendments thereto, except as authorized by K.S.A. 40-246b, and amendments thereto. The liability insurance policy shall provide: (A) (1) Coverage for not less than \$25,000 \$250,000 for bodily injury liability for each occurrence; and (B) (2) coverage for not less than \$5,000 \$250,000 for property damage liability for each occurrence. In addition to the coverage specified above, if the applicant for a pesticide/business license is an aerial applicator, the liability insurance policy shall provide coverage for any pesticide such applicant will be applying and for comprehensive

(b) (2)



1 ~~chemical coverage.~~ Pesticide application equipment, if required to be
2 registered under K.S.A. 2-2456, and amendments thereto, shall be cov-
3 ered. The insurer shall notify the secretary, in writing, of any expiration,
4 reduction or cancellation of liability insurance, furnished as a prerequisite
5 of licensure, not later than 10 days before the expiration, reduction or
6 cancellation takes effect. Upon expiration, reduction or cancellation of
7 the liability insurance, the secretary shall suspend such pesticide appli-
8 cator's business license until the insurance requirement is met by the
9 licensee for the current license period. The certificate shall be executed
10 on a form approved by the secretary.

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11 ~~(3) (c)~~ A ~~\$6,000~~ \$50,000 letter of credit from a Kansas financial in-
12 stitution, as defined in K.S.A. 16-117, and amendments thereto. The let-
13 ter of credit shall be executed on a form approved by the secretary. The
14 letter of credit shall state the effective date and the expiration date and
15 shall be valid through the term of the applicant's business license. Upon
16 cancellation of the letter of credit, the secretary shall suspend such pes-
17 ticide applicator's business license until the letter of credit requirement
18 is met by the licensee for the current license period.

(e) (3)

19 ~~(4) (d)~~ Maintaining a minimum balance of ~~\$6,000~~ \$50,000 in an es-
20 crow account in a Kansas financial institution as defined in K.S.A. 16-117,
21 and amendments thereto. The escrow account shall maintain the mini-
22 mum balance through the term of the applicant's business license. The
23 secretary shall be notified in writing by the financial institution within 10
24 days if the amount in the escrow account falls below the ~~\$6,000~~ \$50,000
25 minimum balance. Upon notification, the secretary shall suspend such
26 pesticide applicator's business license until the escrow account minimum
27 balance is at ~~\$6,000~~ \$50,000.

(d) (4)

28 ~~(b) Before June 1, 1994, the financial responsibility and proof of fi-~~
29 ~~ancial responsibility required pursuant to this section prior to March 1,~~
30 ~~1994, shall continue to apply to any pesticide business holding a valid~~
31 ~~pesticide business license on February 28, 1994, and no different or ad-~~
32 ~~ditional financial responsibility or proof of financial responsibility shall be~~
33 ~~required of such business. On or before June 1, 1994, each pesticide~~
34 ~~business licensed before March 1, 1994, shall furnish to the secretary~~
35 ~~proof of financial responsibility conforming to the requirements of this~~
36 ~~section as amended by this act.~~

37 ~~(c) The requirements of this section as amended by this act shall~~
38 ~~apply to any applicant applying for an original pesticide business license~~
39 ~~on or after March 1, 1994, and no different or additional financial re-~~
40 ~~sponsibility or proof of financial responsibility shall be required of such~~
41 ~~applicant.~~

42 Sec. 2. K.S.A. 2-2448 is hereby repealed.

43

(b) If the applicant for a pesticide business license is an aerial applicator, the secretary shall not issue a pesticide business license until the applicant has furnished proof of financial responsibility by one of the following:

(1) A surety bond in an amount not less than \$6,000 per year. The bond shall be executed by a corporate surety and shall state the effective date and the expiration date. The surety bond shall be executed on a form approved by the secretary. The applicant shall be named as the principal in the bond. Such bond shall be to the state of Kansas and shall be conditioned upon compliance by the principal and by the principal's officers, agents, representatives and employees, with the provisions of this act and acts amendatory thereof and supplemental thereto. It shall be unlawful for any licensed person to use the words "bond" or "bonded" in advertising or in publicizing such person's operations in connection with the application of pesticides unless such bond is a performance bond and that fact and the amount of such bond are specified.

(2) A certificate of liability insurance. The certificate of liability insurance shall be executed by an insurance company authorized to do business in Kansas or by a licensed insurance agent operating under authority of K.S.A. 40-246b, and amendments thereto, and shall state the effective date and the expiration date of the policy. Such liability insurance shall be subject to the insurer's policy provisions filed with and approved by the commissioner of insurance pursuant to K.S.A. 40-216, and amendments thereto, except as authorized by K.S.A. 40-246b, and amendments thereto. The liability insurance policy shall provide: (A) Coverage for not less than \$25,000 for bodily injury liability for each occurrence; and (B) coverage for not less than \$5,000 for property damage liability for each occurrence. In addition to the coverage specified above, the liability insurance policy shall provide coverage for any pesticide such applicant will be applying and for comprehensive chemical coverage. Pesticide application equipment, if required to be registered under K.S.A. 2-2456, and amendments thereto, shall be covered. The insurer shall notify the secretary, in writing, of any expiration, reduction or cancellation of liability insurance, furnished as a prerequisite of licensure, not later than 10 days before the expiration, reduction or cancellation takes effect. Upon expiration, reduction or cancellation of the liability insurance, the secretary shall suspend such pesticide applicator's business license until the insurance requirement is met by the licensee for the current license period. The certificate shall be executed on a form approved by the secretary.

(3) A \$6,000 letter of credit from a Kansas financial institution, as defined in K.S.A. 16-117, and amendments thereto. The letter of credit shall be executed on a form approved by the secretary. The letter of credit shall state the effective date and the expiration date and shall be valid through the term of the applicant's business license. Upon cancellation of the letter of credit, the secretary shall suspend such pesticide applicator's business license until the letter of credit requirement is met by the licensee for the current license period.

(4) Maintaining a minimum balance of \$6,000 in an escrow account in a Kansas financial institution as defined in K.S.A. 16-117, and amendments thereto. The escrow account shall maintain the minimum balance through the term of the applicant's business license. The secretary shall be notified in writing by the financial institution within 10 days if the amount in the escrow account falls below the \$6,000 minimum balance. Upon notification, the secretary shall suspend such pesticide applicator's business license until the escrow account minimum balance is at \$6,000.



KANSAS MOTOR CARRIERS ASSOCIATION

P.O. Box 1673 ■ Topeka, Kansas 66601-1673 ■ 2900 S. Topeka Blvd. ■ Topeka, Kansas 66611-2121
Telephone: (785) 267-1641 ■ FAX: (785) 266-6551 ■ www.kmca.org

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Kansas Truck Center
Allied Industries Chairman

WILLIAM H. GRAVES
Member Emeritus

TOM WHITAKER
Executive Director

LEGISLATIVE TESTIMONY

by the
Kansas Motor Carriers Association

**Presented before the Senate Agriculture Committee
Senator Derek Schmidt, Chairman
Wednesday, February 18, 2004**

MR CHAIRMAN AND MEMBERS OF THE SENATE AGRICULTURE COMMITTEE:

I am Tom Whitaker, executive director of the Kansas Motor Carriers Association representing our more than 1,200 member companies. I appear here this morning to comment on Senate Bill No. 472.

SB 472 would exempt companies operating "trucks mounted with a fertilizer spreader used or manufactured principally to spread animal dung" from registering and filing insurance with the Transportation Division of the Kansas Corporation Commission.

As we understand the situation, some of the commercial transporters of animal dung inquired of the KCC if they needed intrastate for-hire authority to transport this commodity. The answer from the KCC was "yes." The companies are for-hire motor carriers transporting property between points in Kansas.

The motor carriers making the inquiry obtained the proper authority from the KCC. In an effort to create a fair playing field, other carriers were reported to the KCC for not having authority. The KCC investigated and required the other haulers to get the proper authority. No civil penalties were assessed against the unlicensed carriers. To date, between 20 and 30 of these transporters have complied with the KCC requirements.

We understand the principal objection to registering with the KCC is having to maintain "cargo insurance." KMCA understands that it might be difficult to find insurance for this commodity. Therefore, KMCA does not object to passage of SB 472 so long as the legislation is not expanded to include other commodities.

Thank you for the opportunity to appear. I will stand for questions.

*Senate Agriculture
February 23, 2004
Attachment 3*

KANSAS FEDERATION OF ANIMAL OWNERS

February 23, 2004

Senate Agriculture Committee

Re: S. B. 378

Chairman and members of committee, thank you for your time on this matter.

S.B. 378 would not only exempt facilities from the state inspection. It will provide revenue for the KAHD.

Approximately 13 years ago our state was plagued by the media. This caused for many things to happen.

The State developed an inspection program.

The USDA was in need of updating theirs, and did so. What was once a feedlot inspector inspecting our animal breeders is now a sole animal / facility inspector. The USDA now has four full time inspectors in the state. One of which is a licensed veterinarian. They also have two that merge between Nebraska and our state.

There have been many concerns with this issue as there should be. This State was headline news. When there are people not caring for animals the state should also be involved. This bill would help the agency to prevent this from happening again.

There are still illegal breeders, Horder's, and many other types in the state, that is why our state program is so important. Our state program was not only designed for inspection of those that follow the law but to find those that break the law. Now that both the State and USDA are inspecting on the same level it is time to look at the growth of this industry. The industry has grown by storm. In doing so this has attacked our state agencies budget to the point of almost no return. We do not want the state agencies to not be able to continue with all their efforts towards keeping or state's reputation as a top-notch state. We have no problem continuing to pay for our state license. As the two programs have been and continue to grow the state agencies has many times adopted the regulations that have been developed by the USDA. So, therefore, we are not only being inspected twice but by the same law twice.

Please concenter the efficiency of a program, if it is doing the same as another many times within weeks of each other.

The money that would be brought in by this would exceed \$50,000.00 and could be better used looking for those that are breaking the laws and scaring the reputation of the animal breeders and our state.

There should be no more concern. As we would still be inspected by the U.S.D.A.. Once more please remember that the U.S.D.A. is setting many of the guidelines that the state follows anyway.

If you were to pass this bill our states public would still be able to sleep at night knowing that thoughts that are willing to be a law abiding business are being looked after by our government.

Respectfully;



Eric E. Krug (316)214-6514
Kansas Federation Of Animal Owners (K-FED)

*Senate Agriculture
February 23, 2004
Attachment 4*

ALL FIGURES BELOW ARE APPROXIMATE PLEASE CONTACT KAHD FOR EXACT NUMBERS

		USDA & STATE	STATE ONLY
A	ANIMAL BREEDER	341	344
B	ANIMAL DISTRIBUTOR IN-STATE	21	21
FC	FOSTER HOME	0	222
GFH	GROUP FOSTER HOME	0	5
HK	HOBBY BREEDER	10	191
K	BOARDING / TRAINING	1	109
OSD	OUT OF STATE DISTRIBUTOR	4	10
P	PET STORE	25	80
PS	ANIMAL SHELTER / POUND	0	190
R	RESEARCH	3	5
RB	RETAIL BREEDER	66	163
RES	RESCUE HOME	0	16
TP	TEMPORARY PET STORE	3	15
	TOTAL	474	TOTAL 1371
	TOTAL	342	

TOTAL FEES INCURRED FROM SELECT USDA FACILITY'S

ANIMAL BREEDER	\$51,150.00
ANIMAL DISTRIBUTOR IN-STATE	\$3,150.00
HOBBY BREEDER	\$750.00
RETAIL BREEDER	\$9,900.00
TOTAL	\$64,950

February 16, 2004

To All Members of the Senate Agricultural Committee

Re: SB 378

Honorable Senators:

We enthusiastically approve of the proposed amendment to Section 1(b) in SB 378 regarding the inspection of kennels.

It would be very beneficial for the Kansas Animal Health Department to work with USDA inspectors to cover all kennels but eliminate duplication of efforts.

We understand USDA now has four Kansas inspectors for approximately 400 USDA licensed kennels and, from our experience, they do a very good job, as do the Kansas state inspectors. It would save Kansas funds if state inspectors could concentrate on those kennels not licensed or inspected by USDA and those kennels that are not operating properly. It could save these funds by possibly eliminating the need for one inspector.

Freeing up the time of state inspectors to concentrate on problems should enhance the program and work for the betterment of the industry.

Sincerely,

John L. Maddux
Vanetta Maddux

John L. Maddux
 Vanetta Maddux
 LouJean Kennel
 8888 SE Hwy 54
 El Dorado, KS 67042-8777
 Phone (316) 321-6841
 USDA # 48-A-1356
 Kansas #A-594-04

ERIC KRUG

Senate Agriculture
 February 23, 2004
 Attachment 5

To Whom It May Concern,

I have been informed of a hearing scheduled for tomorrow concerning state inspection for kennels in the state of Kansas. I am a kennel owner and have been in business for 13 years. I will admit to frustration of inspection by 2 different departments. It seems like so often we pass the one and then are written up with the other so that it's hard to keep both USDA and the State inspectors happy.

I would be very happy to have Senate Bill #378 pass, allowing kennels to only be USDA inspected unless there is a problem.

Thank you for considering this possibility and for working with us as breeders. We really appreciate it.

Sincerely,

Linda Miller

Liebchen Hunde Kennel

9114 S. Whiteside Rd.

Hutchinson, Ks. 67501

620 662 4224

February 14, 2004
Senate Agriculture Committee
Topeka, Kansas

Honorable Senators:

Derek Schmidt Robert Tyson Dave Corbin Dwayne Umbarger
Stephen Morris Christine Downey Mark Taddiken Janis Lee

RE: Senate Bill #378

As a licensed Kansas facility I am in favor of USDA facilities being exempt from Kansas Animal Health Department inspections, **ONLY IF THEY HAVE NO NON-COMPLIANT !!** I believe money could be saved there by the Kansas State Animal Department not inspecting kennels again unless there is a complaint made against them. I know that reputation is based on the Kansas Pet Animal Act, not the USDA program, but still believe that they could work together with the same results.

The Kansas State Animal Health Dept. own testimony said that they have had a problem with only 1% of all USDA licensed kennels in the state. This in their own words should show them that there would be no reason not to exempt the facilities that come under the USDA inspection with no non-compliant. The Kansas State Animal Health Dept. would save time and expense not having to inspect these same facilities allowing them more time to inspect all the people out there that are raising dogs in their back yard and some hobby kennels that are not coming up to standards. These are giving our pet industry a bad name. More time and state inspector could be free to bring these facilities into compliance.

We started raising dogs because my husband was put on disability. We cannot live on that, and this was the only thing we could do to add to our income. We both love dogs and raising them has been a great experience for us. Neither of us or opposed to having any inspections, Kansas State or USDA. We enjoy visiting with the inspector on both the KAHD and the USDA. We have found both to be very professional and pleasant. We do believe, that if the State needs more funding, this would be one place to start. Not inspecting double!!

Thank you for your time and kind consideration.

Mary A. & John A. Gulick
1698A KS 99 HWY
Eureka, Kansas 67045
USDA # 48 A 1457
Kansas # A-574-04

In favor of Senate Bill 378

February 14th, 2004
Senate Agriculture Committee
Topeka, Kansas

Honorable Senators

Derek Schmidt Dave Corbin Stephen Morris Mark Taddiken Tim Huelskamp
Robert Tyson Dwayne Umbarger Christine Downey Janis Lee

I have been a professional dog breeder since 1981, first as a USDA Licensed breeder and later a Kansas State Licensed breeder I am in favor of USDA facilities being exempt from Kansas Animal Health Department inspections.

The Kansas State Animal Health Dept. in 2000 stated in testimony that they had a problem with 1% of the USDA licensed kennels in the state. With approximately 411 USDA licensed kennels in the state as of February 1, 2004, that figures out to be around 4 kennels. I think the USDA can probably handle that many problem kennels. Why should the KAHD spend their already tight resources to inspect them again? It would be much better if the KAHD utilized their time that they spent inspecting 411 already inspected facilities, by searching out and bringing into compliance those facilities that are operating outside the law.

In 1994 the USDA's Animal Care Program's budget was approximately \$9 million dollars. They had 60 to 65 inspectors for the whole United States. In 2004 their budget has swelled to approximately \$16 million dollars and they are at an all time high of 99 inspectors. Kansas has 4 full time USDA inspectors, 1 of which is the Veterinarian Officer, in addition 2 inspectors from Nebraska inspect the two top tiers of counties in Kansas. Their first training when they are hired is in evaluating good basic animal care practices, evaluating facilities record keeping and on the job training with established USDA inspectors. They attend at least two continuing education meetings each year.

Several years ago I asked Deborah Duncan what training the newly hired KAHD inspectors received. She told me they went to Missouri to the Police Academy for training in Search and Seizure.

KAHD would have you believe that they and they alone are responsible for the positive upswing in the Pet Industry. When in truth there has been a tremendous response from the USDA, KAHD and Licensed Professional Breeders to improve the care for our animals!

If the KAHD did not have to inspect the 411 USDA kennels in Kansas they would have more time and money to find and bring into compliance the folks who are operating out of their backyard and outside the law, giving the whole Pet Industry a black eye. If we want Kansas to be the "MODEL STATE" then we need to bring ALL FACILITIES in the state into compliance. Let's not waste the taxpayer's money by inspecting the same facilities with USDA and KAHD inspections.

If the KAHD needs more money to do their job, then I suggest they drop inspections of USDA licensed facilities and handle their time and money needs more wisely. Kansas has cut into the budgets for Education, the Aged and the Disabled.

In these slow economic times, we all need to spend our money wisely. This includes the Kansas Animal Health Department!

Thank you for your time and consideration in these matters.

Becky Mossilar
Becky Mossilar

PO Box 65
Nashville, KS 67212
Phone 620-462-134
Fax 620-462-1345

03-13-04

Dear Senate Ag Committee:

We are kennel owners, and are in favor of Senate Bill 378.

Thank You,

Russ & Marge Stover
1194 240th St
Hiawatha, KS
66434

IN FAVOR of S. B. 378

If we are USDA we
need not be inspected by
the St. of Kansas

The St. of Kansas need
not be going over our
records.

Dispute the Title
Scott/Kel 67484

February 10, 2004

TO: Senate Agriculture Committee

FROM: Dennis Koch
10515 N. Hillside
Valley Center, KS 67147

USDA license # 48-B-0259

KS license # A-835-04

I am IN FAVOR OF Senate Bill # 378.

Thank You.

Dennis Koch

Senate Bill 378

Reasons to approve this bill:

1. The state can use its time & funds to inspect kennels that are not inspected by the USDA
2. USDA rules state that a veterinarian must inspect at least once a year in USDA licensed kennels
3. USDA inspects more than once a year because most people don't pass their inspection
4. The state inspectors can go after non-licensed kennels
5. All kennels that have AKC registered dogs are inspected by the AKC
6. List other reasons that you can think of and fax them back to me

If you agree with this bill fax Sam Meehan your testimony at (820) 622 4882. He will walk your testimony into the Agricultural committee on Wednesday, February 12. He must have them by Tuesday 17.

I am a kennel owner and am USDA and
State licensed. I am in favor of this bill.
USDA # 48-#-1736
State # A-861-04
Jennifer Warner

John and Dorothy Fisher
R R 1 Box 983
Havenaville, Kansas 66432

Phone 785 889 4229
Fax 785 889 4849

To: Members of the Senate Agriculture Committee

Re: Approve Senate Bill # 378

Reasons to approve this bill:

1. The state can use its time & funds too inspect kennels that are not inspected by the USDA
2. USDA rules state that a veterinary must inspect at least once a year in USDA licensed kennels
3. USDA inspects more than once a year because most people don't pass their inspection
4. The state inspectors can go after non-licensed kennels
5. All kennels that have AKC registered dogs are inspected by the AKC
6. Kansas Animal Health Department could be alot more effective if they would take the time and money used inspecting USDA licensed facilities to search out and bring into compliance those people operating outside the law!!
7. Deborah Duncan stated in testimony 2 years ago that KAHD has had trouble with less than 1% of the USDA licensed facilities. As a taxpayer I don't appreciate wasting my hard earned tax dollars for inspecting the same facilities twice.

Thank you for time and attention to this matter

John & Dorothy Fisher
E-mail jdfisher@tksunflower.net
Web site www.fishersunflower.com

2/13/2004

To The Senate Agriculture Committee,

I am a dog producer and in very
much favor of the Senate Bill No 328
pertaining to dog inspections. I personally
think it is not necessary to have both
inspections once after we have been
approved for a license.

I think the State has a lot of
Kennels to be looked after and can
help them.

Thank you

Mandy Z Sankup

336 2nd Rd

Wilson, Ms 39370

464 1157

Tel 785 658 3358

February 15th, 2004

Senate Agriculture Committee
Topeka, Kansas

Honorable Senators:

I have been a cat and dog breeder since 1974. I received my USDA license in 1975 and later my Kansas State License.

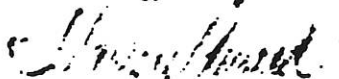
I AM IN FAVOR OF USDA KENNELS BEING EXEMPT FROM SAID INSPECTIONS.

Our daughter works for a mental health clinic. I am well aware of all the cuts her days have taken the last few years and how they have affected the elderly, disabled, mentally challenged persons. Several of us helped get coats, gloves and hats this winter for some of her clients as they had none. It is hard for me to see it being justified taking more tax dollars to inspect kennels that are already inspected by many different agencies now. When there are persons with no coats, shoes or little food.

I do agree that we need some kind of inspections in our state. There is not enough time, money or inspectors to inspect all the USDA licensed kennels, while also inspecting BYB's, boarding kennels, hobby breeders with out asking for more tax money. We citizens are about tired to death at this time.

Thank you for listening to my opinions.

Sincerely,



Marlene Arnold
13 N 170th
Salton, Ks 67401

2-16-4

Honorable Senator Mark Tardiff Room 143

Travis State Capital
10th & Jefferson
Cape Girardeur

Reference to S.B. 378: ju

Please vote you on this legislation for Kansas!
Bill No 378

Hinda Hill-Kennedy
Charles Peterson
2617 Federal Rd
Hillside KS 67447-9242

February 13, 2004

Honorable Senator:

Reference to S. B. 378

I am a U.S.D.A. and Kansas licensed kennel owner, and believe in the excellent welfare of our animals; however I do not believe that double inspection of our kennels, accomplishes this endeavor more than being inspected by the U.S.D.A. inspectors only. It only increases a financial burden on the State of Kansas, as well as a burden to the kennel owners, both financially, and in time spent. I have been a Kansas licensed kennel operator, since the inception of the licensing program, and do not believe it has been operated by the State, as were the intentions set out in the original plans. The State inspections have bordered on harrassment, abuse of their power, and sometimes with the intention of putting operators out of business. thus creating loss of income, both to the State of Kansas, and the individual operator.

I believe the U.S.D.A. is totally capable of operating an excellent inspection program, therefore eliminating the need for additional expense to the State of Kansas, with dual inspections.

I am a member of the S.K.P., and am represented by Eric Krug, as a lobbyist, for my beliefs, pertaining Bill No. 378. Please consider our voice, concerning this matter, and vote for the abolition of dual inspection for U.S.D.A. licensed kennels.

Dianne Dick

Dianne Dick
Rossville, Kansas

PLEASE VOTE "YES" FOR SENATE BILL #378

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



HI-PLAINS VETERINARY SERVICES, LLC
1503 E. 1ST ST.
PRATT, KS 67124

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

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Sincerely,

HI-PLAINS VETERINARY SERVICES, LLC
1803 E. 1st ST.
PRATT, KS 67124

Libby Schwerdtfeger
429 E 3rd
Pratt KS 67124

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

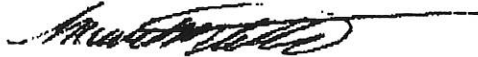
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KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



HI-PLAINS VETERINARY SERVICES, LLC
1503 E. 1ST ST.
PRATT, KS 67124

Suzanne Harvey, D.V.M.

P.O. Box 221
Eufaula, Oklahoma 73834

February 16, 2004

Kansas Senate Committee

Dear Senators:

I am writing to support exemption of USDA licensed Kennels from Kansas Inspection.

As a licensed veterinarian I work with kennel owners in Kansas and Oklahoma. The puppies from Kansas licensed kennels are not healthier than puppies from kennels in Oklahoma that are USDA licensed. By double licensure and inspection, only the expenditure of more tax dollars has occurred. The kennels, puppies, dogs or people are no better off than single USDA licensure.

During the past few years, I have been present during Kansas inspections and USDA inspections. The USDA inspections are by far more equitable and equable, and have the health of the dogs at heart. I have worked with professional licensed kennels, greyhound breeders, hobby breeders, and families with pets since 1984. Because of my years of experience in the kennel industry, I believe that I have a certain expertise in the matter at hand. It is my learned opinion that:

There appears to be no scientific reason to have Kansas inspection of USDA licensed kennels.

Sincerely,



Suzanne Harvey, D.V.M.
Licensed Certified Veterinarian

working with licensed profession breeders since 1984

Kansas State University College of Veterinary Medicine Class of 1984

In favor of SB 378

February 17, 2004

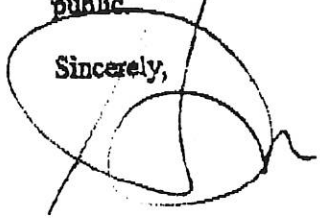
Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAFD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Suzanne
Harvey DVM
KS & OK licensed
& certified
5045

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Patricia Richardson
1665 16th Rd
Marysville, KS 66508

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Roger Shippey
1401 Parkview Dr
Pratt Ks. 67124

IN FAVOR OF SB 378

February 17, 2004

Senate Agricultural Committee
Topeka, Kansas

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint from the public.

Sincerely,

Lisa Nail
6541 NE 10th

In Favor of Senate Bill 378

Honorable Senators

I am in favor of SB 378 which is to exempt USDA licensed kennels from a second inspection by Ks. Animal Health Dept. Unless on written and signed complaint by the public and help is requested by USDA..

Sincerely

Roxann Trautloff
15148 302nd.
Atchison Mo
66002.

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAFD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Sonnie Rindley - Caldwell

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Elizabeth Alexander
227 N Henderson
Cunningham, KS
67035

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHK should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Jim Waite

Ashland Kan

Box 27

Ashland (Ka) 67831

IN FAVOR OF SB 378

February 17, 2004

Senate Agricultural Committee
Topeka, Kansas

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint from the public.

Sincerely,

Rocky Nail
8711 NE 20th
El Dorado

Handy BRAUER votes yes on this Bill 378
202 E Coe Star ST
Beaumont TX 77743

KANSAS FEDERATION OF ANIMAL OWNERS
URGENT NOTICE

Attn. ALL U.S.D.A. INSPECTED AND CONCERNED

RE: SENATE BILL No. 378

The time has come you have been waiting for. Legislation in your favor.

The Kansas Federation Of Animal Owners (K-FED) has requested for this legislation to be brought forward.

In order for this to be accomplished we need your support. Please contact your legislators. The first step to this bill will be in Senate Agriculture Committee. Chaired by Senator Derek Schmidt, Vic. Chair Senator Tim Hoolkamp. A tentative date for this hearing is Wednesday the 18th of Feb. at 8:30am in room 423a. Please contact your legislators by Tuesday the 17th. For those of you that wish to testify please contact Senator Schmidt's office by Tuesday the 17th to be placed on the agenda.

As we have done in the past we will carry testimony for those that are unable to attend the hearing. Please fax Testimony by Tuesday the 17th noon in order for us to be able to have time to make appropriate number of copies.

K-FED

Fax: 620-622-4992

Sen. Monahan 620-622-4431

Sen. Krug
Eric E. Krug 316-214-6514 Lobbyist

Senate Agriculture Committee

Sen. Schmidt	785-296-7389	Sen. Hoolkamp	785-296-7359
Sen. Corbin	785-296-7388	Sen. Morris	785-296-7388
Sen. Toddman	785-296-7371	Sen. Tyson	785-296-7371
Sen. Umbarger	785-296-7389	Sen. Dowray	785-296-7377
Sen. Lee	785-296-7366		

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Dennis Shubi
920 2500 Avenue
Abilene, KS 67410

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Karla K. Gensch
16124 S. Croco Rd.
Overbrook, Ks. 66524

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Doc Henry Gonzales
Box 322
Kingman, Ks
67068

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHF should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Alfred Zimmerman *Protection, Ks*

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Martin Thomas
398 SE. 70th Av.
Pratt, Kans 67124

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

James D. Dem
35305 W. Maple Grove Rd
Turton, KS 67583

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHK should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Michael Escobar
4200 SE Michigan
Topeka, Ks 66609

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Rt 3

Seneca, Ks 66538

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Tom Ford
16068 SW 80th St
Nashville Ks
67112

In Favor of Senate Bill 378

Honorable Senators

I am in favor of SB 378 which is to exempt USDA licensed kennels from a second inspection by Ks. Animal Health Dept. Unless on written and signed complaint by the public and help is requested by USDA..

Sincerely

Ruth Mull
RH 1
Minneapolis K. 69469

In favor of SB 378

February 16, 2004


Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


466 S.E. ROSALIA RD.
ROSALIA, KS 62132

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Clark Mitchell 5938 Westridge Great Bend, Ks 67530

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Richard K King, Colverton Ks

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Gene Fischer
12376 W. Hwy 54
Cunningham, Ks 67035

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


Protectors KS

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


Protectors KS

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,





Protation KS 67127

In Favor of Senate Bill 378

Honorable Senators

I am in favor of SB 378 which is to exempt USDA licensed kennels from a second inspection by Ks. Animal Health Dept. Unless on written and signed complaint by the public and help is requested by USDA..

Sincerely

Glenda Cennedy
3028 Oakley
Topeka Ks 66614

In Favor of Senate Bill 378

Honorable Senators

I am in favor of SB 378 which is to exempt USDA licensed kennels from a second inspection by Ks. Animal Health Dept. Unless on written and signed complaint by the public and help is requested by USDA..

Sincerely

A handwritten signature in cursive script, appearing to read "John Cummins". The signature is written in black ink and is positioned to the right of the word "Sincerely".

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

David L. Hoover - Protection Etc.

In Favor of Senate Bill 378

Honorable Senators

I am in favor of SB 378 which is to exempt USDA licensed kennels from a second inspection by Ks. Animal Health Dept. Unless on written and signed complaint by the public and help is requested by USDA..

Sincerely

Mark Cummins
5519 Audlon Ln
Topeka Ks.

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

*Kathy Eroy
Protection Ks.*

IN FAVOR OF SE 378

February 17, 2004

Senate Agricultural Committee
Topeka, Kansas

Honorable Serators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint from the public.

Sincerely,

Kell Davis
P.O. Box 98
Rosalie, KS. 67132

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Barbara Profit
45 sw main st
Topeka, ks
66609

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Richard Riner
Protection, Ks. 67127

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Dan Thies

422 S. ELLIOTT
CUNNINGHAM, KS 67035

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHID should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Herb J. Herd *Protection Kans*

IN FAVOR OF SB 378

February 17, 2004

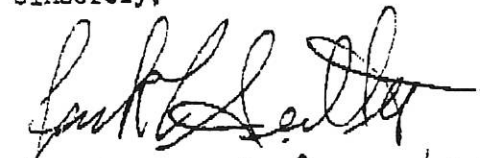
Senate Agricultural Committee
Topeka, Kansas

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint from the public.

Sincerely,


466 S.E. ROSAHLIA, RD.
ROSAHLIA, KS, 67132

In favor of SB 378

February 17, 2004


Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAFD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


PROTECTOR, Ks.

IN FAVOR OF SB 378

February 17, 2004

Senate Agricultural Committee
Topeka, Kansas

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint from the public.

Sincerely,

Dean Bender

12705 SE US Hwy 54

Rosalia, KS 67132

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Gail Baker
PO Box 37
Protection

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Ken Elliott
20209 SB 150th Ave
Cummingsville MO 64735

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Travis Baker
Protection, Ks

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Charles J. Mosher
Asklund Ks 67831 0906

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHAD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Stan B. Pruitt
45 SW Main St
Topeka, Ks 66609

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Kent Cunningham

P.O. Box 211

Cunningham, Ks. 67035

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


MARK

7.0 By 395 Protection Ks,
67127

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



15162 NW 5 St

Cunningham KS 67035

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Sara Rimm - Protector, Ks

In favor of SB 378

February 16, 2004

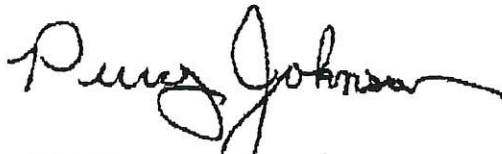
Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



1018 LARIMER
PRATT, KS. 67124

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

JAY MOSSWANT
Ashland, KS
/

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Tiffany D. Zellman

18403 SW 170 St.

Techville KS 67112

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Daniel W. Lusk Protection Ks.

In Favor of Senate Bill 378

Honorable Senators

I am in favor of SB 378 which is to exempt USDA licensed kennels from a second inspection by Ks. Animal Health Dept. Unless on written and signed complaint by the public and help is requested by USDA..

Sincerely

Ray Ingels
1314 Atchison St
Atchison Mo.
66002

IN FAVOR OF SB 378

February 17, 2004

Senate Agricultural Committee
Topeka, Kansas

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint from the public.

Sincerely,

Verna C. Wickett
4886 SE Stony dr Rd,
Rosalia, KS 67432

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Henry Profitt
45 SW Mary St
Topeka, Ks 66609

Honorable Senator,

I am writing to let you know that I am in favor of HB378. I have been a licensed kennel in Kansas since 1972. We did fine with the USDA inspections . We really do not need to be inspected by the Kansas Animal Health Dept. also.
Interruptions by the abundance of inspections initially pulls us away from the time spent with our animals

I hope you will consider passing SB 378.

Sincerely

A handwritten signature in cursive script that reads "Virginia M Hinderer".

Virginia M Hinderer
1336 SW 85 th. St
Wakarusa, Ks. 66546

April June - you want to inspect Kansas
 more than you do Hospitals & Nursing Homes.
 What is wrong with his picture?? Also, put
 that money that was ~~used~~ to be used into medications
 for the elderly. Why are you short changing the
 elderly??

Tonya James 602 E. Antelope St - Girard, KS 66743
 Mary West 525 S. GEORGE ST P. ITSBURG, KS 66762
 Dwight Jones

I witnessed these signatures on 2/16/04
 Dale Lowe

Al & [unclear]
H. [unclear]

Girard, Ks (Yes SB 3)
Arma, Ks

David L Ashmore P.O. Box 701 Arma KS 66712
Ann Craker

Keraiisee Mohiue 212 East St John
Bob Bush 214 N. 1st St. Girard

Roger Mahler 308 N Carbon Girard, KS
Bob Olwin 413 S. Summit Girard KS 66743

Jeanne Vaughn 112 E. Wilson Erie, KS 66733
Janine Schettler 110 S. Cherokee, Girard, KS 66743

Delena Wagner Box 42 Neper KS 66746
Janice Hutson Mulberry, KS.

James H. Jones Girard, Ks

Jerry Smith Franklin, KS.
Maizie J. Zimmerman

Linda E. Rieley - Girard, Ks
Kathy Bushman 1505 N Apple Pittsburg, KS 66762

Ron Michael PO Box 82 Girard KS 66743

Dave T. Wang 507 W. Southern Girard, K 66743
Burt Ham Prairie Village, KS.

I witnessed all these signatures on 2/16/09
Pete Jones

In favor of SB 378

February 18, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

April Hulen

866 W 630th Ave
Girard, KS 66743

Senate Bill 378

Reasons to approve this bill:

1. The state can use its time & funds too inspect kennel that are not inspected by the USDA
2. USDA rules state that a veterarnary must inspect at least once a year in USDA licensed kennels
3. USDA inspects more than once a year because most people don't pass their inspection
4. The state inspectors can go after non-licensed kennels
5. All kennels that have AKC registered dogs are inspected by the AKC
6. List other reasons that you can think of and fax them back to me

If you agree with this bill fax Sam Mosshart your testimony at (620) 622 4892. He will walk your testimony into the Agricultural committee on Wednesday, February 18. He must have them by tuesday 17.

Sammy Owen - Farlington, Ks

Vote Yes

Senate Bill 378

Reasons to approve this bill:

1. The state can use its time & funds too inspect kennel that are not inspected by the USDA
2. USDA rules state that a veterarnary must inspect at least once a year in USDA licensed kennels
3. USDA inspects more than once a year because most people don't pass their inspection
4. The state inspectors can go after non-licensed kennels
5. All kennels that have AKC registered dogs are inspected by the AKC
6. List other reasons that you can think of and fax them back to me

If you agree with this bill fax Sam Mosshart your testimony at (620) 622 4892. He will walk your testimony into the Agricultural committee on Wednesday, February 18. He must have them by tuesday 17.

Jill DeBorse
in the building
James W. Huey
SHON CHRISTMAS

Girard, KS
Walnut, KS
Walnut, KS
Walnut, KS

In favor of SB 378

February 18, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Dale Lowe Ph# 620-359-6570
29400 180th Rd
Walnut, Ks 66788

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



ONACA 155

Reasons to approve this bill:

1. The state can use its time & funds too inspect kennel that are not inspected by the USDA
2. USDA rules state that a veterenary must inspect at least once a year in USDA licensed kennels
3. USDA inspects more than once a year because most people don't pass their inspection
4. The state inspectors can go after non-licensed kennels
5. All kennels that have AKC registered dogs are inspected by the AKC
6. List other reasons that you can think of and fax them back to me

If you agree with this bill fax Sam Moeshart your testimony at (620) 622 4892. He will walk your testimony into the Agricultural committee on Wednesday, February 18. He must have them by tuesday 17.

Jill Osborne

*At the end of
Walnut HS*

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Charmaine Gullett
Colbert VT

In favor of SB 378

February 18, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Rebbyn Clinton
511 N. Osage St.
Girard, KS 66743

In favor of SB 378

February 18, 2004

Senate Agriculture Committee
Topeka, KS

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Jeffery Buckle

511 W. Osage

Girard KS.

In favor of SB 378

February 18, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

I have ALL the faith in
the USDA to keep things up. I Am
Already state + USDA lic. but 5-6 Inspectio
A YEAR IS OVERKILL! Keep up the good
WORK And make sense of this please!

Carolyn Lowe

24400 180th rd
Walnut, KS. 66480

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,

Ethel M. Richer
16589 SW 145 ST.
Nashville, KS 67112

In favor of SB 378

February 20, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Derby, KS

In favor of SB 378

February 20, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Derby KS

02/16/2004

TO: SENATOR DEREK SCHMIDT,

I OPPOSE BILL #378, EXEMPTING USDA LICENSED FACILITIES FROM KANSAS ANIMAL HEALTH DEPARTMENT (KAHD) STATE INSPECTIONS AS WRITTEN! I AGREE THAT DOUBLE INSPECTIONS FROM THE KANSAS STATE INSPECTORS AND THE USDA INSPECTORS ARE REDUNDANT AND SOMETIMES UNNECESSARY.

I DO NOT BELIEVE THE INSPECTIONS BY THE KAHD IS A NECESSARY THING IN USDA FACILITIES, AS LONG AS THE USDA IS PERFORMING THOROUGH INSPECTIONS AND THERE HAS NOT BEEN ANY COMPLAINTS FILED. IF A COMPLAINT IS REGISTERED THEN I WOULD WANT THE KAHD TO ACT UPON IT IMMEDIATELY UNTIL THE FACILITY IS BROUGHT INTO COMPLIANCE.

THE KAHD COULD SAVE TIME AND MONEY BY NOT HAVING TO DO INSPECTIONS ON FACILITIES THAT HAVE STAYED IN COMPLIANCE. THIS WOULD ALSO PROVIDE THE KAHD MORE OPPORTUNITIES TO CONCENTRATE THEIR EFFORTS ON THE FACILITIES THAT ARE SUBSTANDARD, THUS, MAKING A BETTER INDUSTRY FOR ALL.

SINCERELY YOURS,


JAMES D. GULICK

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,

*Jamery
Amato*

*4479 Cedardale
Wichita, KS, 67214*

In favor of SB 378

February 13, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Cystal E. Ky

Wichita KS 67218

In favor of SB 378

February 20, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Larry J. Lee
Wichita RA

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,



Wichita, KS

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,

Donna S Fletcher
PO BOX 155
Spivey, KS 67142

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,

Keller L Smith
Wichita, KS

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

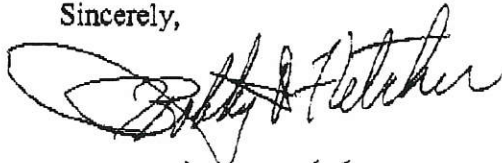
Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,


Betty Fletcher
Spivey Ks.

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Colbert, KS

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Coldwater KS

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHK should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Bob Zarned
Coldwater, Ks
67029

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Don Butte
Coldwater, Ks

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHF should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Jack Vermillion
Colquhatten, Ks.

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHK should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Lue Matthews, Dodge City, KS

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Don Jernigan - Protection, Kansas

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Ray Downing Protection KS

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Collie Emerson

728 13th St,

Marysville, ⁹¹KS, 65049

February 12, 2004

Honorable Senator:

Reference to S.B. 378: for

Eric Krug of K-fed is representing our kennel, and what we believe in. Which is no more double inspection. We have been kennel owners for a long time. During this time we have never had a deficiency by the state inspection program. This just takes time from our animals, and money from our pockets. THE TRUTH IS DOUBLE INSPECTION IS NO LONGER NEEDED. If it ever was. The state needs to take their much needed money and time to inspect those who are not already inspected by USDA.

Please vote yes to no more double inspection. And vote for S.B. 378

Thank you

*Helen Hartwig
2423 70 rd.
Humboldt, Ks
66748*

February 12, 2004

Honorable Senator:

Reference to S.B. 378: For

Being a member of k-fed, Eric Krug , lobbyist, represents me. I hope you will listen to what he has to say, regarding this bill. I have been a kennel owner for a long time and have never wanted or needed state inspection. Those who need state inspection to sell their animals , must have inferior kennels.

Please vote yes on Senate Bill 378

Thank you,

Elaine Griffith
Delia, Kansas

February 12, 2004

Honorable Senator:

Reference to S.B. 378 : for

We are members of Kansas Federation of animal owners, and K.P.P. Eric Krug is a lobbyist that represents us and our beliefs. And many more kennels besides us.
PLEASE LISTEN TO WHAT HE HAS TO SAY.

We have been kennel owners for over 30 years, And was one of the first inspected by U.S.D.A. USDA, have come a long way since then. The state would have us all believe , that double inspection is needed for USDA kennels. The truth is the state inspection program is no longer needed. All this does is put an extra burden on the law abiding citizens. Many of these state inspections , border on harassment, and they abuse their power. I am sure pet shops , and non USDA kennels still need some kind of inspection program. So these inspectors would not be out of a job. They could spend their time , and money, looking for criminals , who are breeding dogs, and selling them without a license.

PLEASE VOTE YES TO SENATE BILL 378

Margaret Kerr
10340 n w 46
Silver Lake, Ks
66539

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

M. Katherine Stipanovich
345 W Broadway
Princeton, Ks 67127

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Jackie Woodward P.O. Box 481 Protection, KS 67127

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Dan L. Hawley PROTECTION, Ks.

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Jim Rogan
P.O. Box 161
Le Wood KS

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely, Duane Massharf
Box 261
Protection, Ks 67127

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Richard Kach
Box 13
Protection Ks. 67127

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Richard Hampton

Box 543

Protection KS

67127

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Teresa M. Keith
PROTECTION KS

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Danny Kelly
Proctor R.S

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Karl Mansueti

*Protection, KS
67127*

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ka

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHFD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

William Woodward

*P.O. Box 481
Protection KS 67127*

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Sueann Danyon
Protection Ks-67127

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Kenneth Duoyne Dean
Protection, Kansas

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Pat Bean
Protection, Ks

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

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Sincerely,

Byron E. Tapp, Topeka, Ks

In favor of SB 378

February 16, 2004

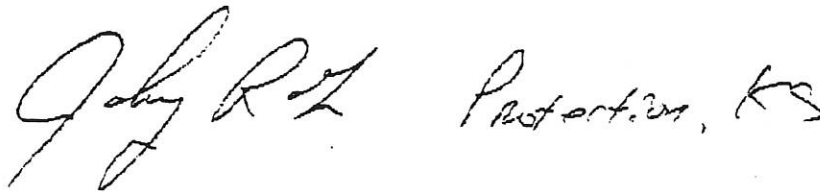
Senate Agriculture Committee
Topeka, Ks

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Sincerely,

 John R. L. Protection, KS

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

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When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Robert W. Greer
Protection, KS

In favor of SB 378

February 16, 2004

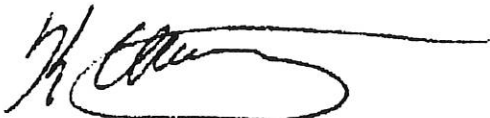
Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

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When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


Levant, KS

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Marvin Marie - Protection, Kansas

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Betty Jo Mann - Protection

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

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When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Orlin Fenchel
PROTECTION KS

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Dennis Hackney
P. Protection

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Judy Swanson
Bx 386
Cunningham, K
67035

In favor of SB 378

February 18, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Terese Strickland

415 W. First
Cunningham KS 67035

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHN should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

George Hageman
111 S Valley
Cunningham Kansas 67035

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Doug Guffe

P.O. Box 1

Cunningham Ks

67035

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Jim Matis

Coldwater KS

** TOTAL PAGE.01 **

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

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Sincerely,

Jim Olson Coldwater Ks.
OLSON

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Mark Albert

512 GROVE
PRATT, KS 62124

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Russell Eck

50412 SE 30th St.

Pratt Ks. 67124

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Larry Halter
24664 102nd Dr.
BURDEN, KS 67019

In favor of SB 378

February 20, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Shirley L. Shelton

24664 102nd DR.

BURDEN, KS 67019

E-mail Valleyview@SKTC.net

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which would exempt USDA licensed kennels from being inspected by KAHD unless there is a written, signed complaint. The two inspections a year by USDA should be sufficient, as the guidelines of inspection for USDA and KAHD are basically the same.

Sincerely,

Lonnie Koehn

Lonnie Koehn
450 Xavier Rd.
Burns, Kansas 66840

Phone (620) 726-5546

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Arnold C. Dehn

10657 SE US Hwy 160

Sharon Ks 67138-9077

In favor of SB 378

February 18, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

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Sincerely,

Cristea D Bahr
Grenda, Ks 67346
bahrlc03@yahoo.com

In favor of SB 378

February 17, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Lyal L. Baker

304 N Main
Grenola, Ks 67346

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Carrie Saubora
25590 72nd Rd.
Burden, Ks, 67019

In favor of SB 378

February 16, 2004


Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,


Sita Kennel
Burden KS
67019

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

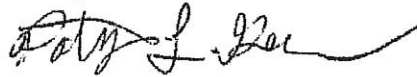
Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,



Patrick Green

229 Wagon wheel
Burns KS 66840

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely, 

Tobey Green
229 wagon wheel
Burns, KS,
66840

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612


Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,

Candace K. Green
229 Wagon Wheel Rd.
Burns, KS 66840


In favor of SB 378

Feb. 20, 2004

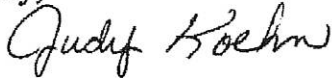
State of Kansas
Senate Committee on Agriculture
State House No.143-N
Topeka, KS 66612

Honorable Senators:

I favor SB 378, which exempts USDA licensed facilities from a KAHD inspection unless there is a signed, written complaint. Being inspected two (2) times a year by USDA should be enough. Since the rules of inspection for USDA and KAHD are so near the same, a third (3rd) inspection won't help to keep a kennel in compliance.

By eliminating the KAHD inspection of a USDA licensed facility there would be both time and money saved which could be used in a more efficient manner.

Sincerely,



Judy Koehn
2508 40th
Burns, KS 66840-9454

Phone (620) 726-5689

Kansas License No. A-727-04
USDA License No. 48-A-1503

In favor of SB 378

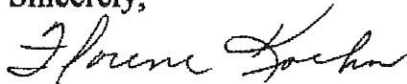
Feb. 20, 2004

State of Kansas
Senate Committee on Agriculture
State House No.143-N
Topeka, KS 66612

Honorable Senators:

I am supporting SB 378, which exempts USDA licensed facilities from inspection by KAHD unless there is a signed, written complaint. The basic guidelines for inspection by KAHD and USDA are very near the same, therefore two (2) inspections a year should suffice. Thus saving the KAHD a number of Dollars.

Sincerely,



Florene Koehn
2508 40th
Burns, KS 66840

Ph. (620) 726-5689

In favor of SB 378

Feb. 20, 2004

State of Kansas
Senate Committee on Agriculture
State House No.143-N
Topeka, KS 66612

Honorable Senators:

I endorse SB 378, which exempts kennels licensed by USDA from an inspection by KAHD, unless there is a written, signed complaint. KAHD's rules for inspections are so near the same as USDA's, therefore if two (2) inspections a year does not keep a kennel in line or shape, a third (3rd) inspection in the year won't either.

By omitting the KAHD inspection of a USDA licensed Kennel, there would be a number of dollars saved that could be used elsewhere more beneficially.

Ever wonder why confined swine and poultry operations aren't subject to inspection?

Sincerely,



Vernon Koehn
2508 40th
Burns, KS 66840

Ph. (620) 726-5689

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Richard Kroger
Rt. 1 Box 60
Jetmore, Ks.
67854

Senate Bill 378

Reasons to approve this bill:

1. The state can use its time & funds too inspect kennel that are not inspected by the USDA
2. USDA rules state that a veterenary must inspect at least once a year in USDA licensed kennels
3. USDA inspects more than once a year because most people don't pass their inspection
4. The state inspectors can go after non-licensed kennels
5. All kennels that have AKC registered dogs are inspected by the AKC
6. List other reasons that you can think of and fax them back to me

If you agree with this bill fax Sam Mosshart your testimony at (620) 622 4892. He will walk your testimony into the Agricultural committee on Wednesday, February 18. He must have them by tuesday 17.

Vote Yes on Senate Bill
I do not want Raise in fees. 378!

Pinda Van Leeuwen
1441 W. 650 Ave
Walnut, Ks. 66780

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely,

Ethel M. Ricker
16589 SW 145 ST.
Nashville, KS. 67112

In favor of SB 378

February 19, 2004

State of Kansas
Senate Committee on Agriculture
State House #143-N
Topeka, KS 66612

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely.

KAHD should use their time and money to search out and bring into compliance those facilities operating outside the rules and regulations. They should eliminate inspecting USDA licensed facilities except on a written, signed complaint by the public or when USDA asks for help.

Sincerely, 

Josey A. Green
229 Wagon Wheel Rd.
Burns, KS 66840

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Sharon Seckler

10657 SE US Hwy 160

Sharon Ks 67138-9077

In favor of SB 378

February 19, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,



Marysville Kansas 66508

800 N. 10th

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

CAROL SLOUACEK

Carol Slovac

P.O. BX 37

Wright, KS

67882

Kennel address

Cartmou (ctm)

RR 2 BX 258

Jetmore, KS

67854

In favor of SB 378

February 16, 2004

Senate Agriculture Committee
Topeka, Ks

Honorable Senators:

I am in favor of SB 378, which will exempt USDA licensed facilities from dual inspections by the Kansas Animal Health Department.

When we are cutting budgets that help the aged, disabled, education programs and low-income families, I believe that the Kansas Animal Health Department could use their resources more wisely. KAHD should eliminate dual inspecting federally licensed facilities except when USDA asks for help or on a written, signed complaint by the public.

Sincerely,

Rheela Jo Kregew
P.O. Box 60
Gettysburg, Ks. 67854

Support of Senate Bill 378

February 23, 2004
State of Kansas
Senate Committee on Agriculture
State House #143 N
Topeka, Kansas

Dear Senators:

I have been a professional dog breeder since 1981, first as a USDA Licensed breeder and later a Kansas State Licensed breeder. *I am in favor of SB 378, which would have USDA facilities being exempt from dual inspection by Kansas Animal Health Department.*

Deborah Duncan of the KAHD has stated in past testimony for a bill a few years ago, that KAHD had a problem with less than 1% of the USDA licensed kennels in the state. With approximately 411 USDA licensed kennels in the state as of February 1, 2004, that figures out to be less than 4 kennels. I think the USDA can probably handle that many problem kennels. Why should the KAHD spend their already tight resources to inspect them again? It would be much better if the KAHD utilized the resources that they spend inspecting 411 already inspected facilities, by searching out and bringing into compliance those facilities that are operating outside the law.

According to Dr. Slaughter, with the USDA, in 1994 the USDA Animal Care Program's budget was approximately \$9 million dollars. They had 60 to 65 inspectors for the whole United States. In 2004 their budget has swelled to approximately \$16 million dollars and they are at an all time high of 99 inspectors. Kansas has 4 full time USDA inspectors, 1 of which is also the Veterinarian Officer; in addition 2 inspectors from Nebraska inspect the two top tiers of counties in Kansas. Their first training when they are hired is in evaluating good basic animal care practices, evaluating facilities record keeping and on the job training with established USDA inspectors. They attend at least two continuing education meetings each year.

Several years ago I asked Deborah Duncan what training the newly hired KAHD inspectors received. She told me they went to Missouri to the Police Academy for training in Search and Seizure.

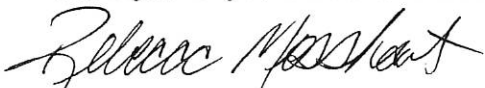
KAHD would have you believe that they and they alone are responsible for the positive upswing in the Pet Industry. When in truth there has been a tremendous response from the Licensed Professional Breeders, USDA and KAHD to improve the standard of care for our animals!

If the KAHD did not have to inspect the 411 USDA kennels in Kansas they would have more time and money to find and bring into compliance the folks who are operating out of their backyard and outside the law, some of these folks indeed give the whole Pet Industry a black eye. If we want Kansas to be the "MODEL STATE" and not just have the "MODEL STATE LAW" then we need to bring ALL FACILITIES in the state into compliance. Let's not waste the taxpayer's money by inspecting the same facilities with USDA and KAHD inspections.

If the KAHD needs more money to do their job, then I suggest they drop inspections of USDA licensed facilities and handle their time and money needs more wisely. Kansas already has cut into the budgets for Education, the Aged and the Disabled.

In these slow economic times, we all need to spend our money wisely. This includes the Kansas Animal Health Department!

Thank you for your time and consideration in these matters.



Rebecca Mosshart
PO Box 65
Nashville, KS 67112
Phone: 620 246-5384
Fax: 620 246-5385
USDA # 48-A-336
KS Lic. # A-092

Senate Agriculture
February 23, 2004
Attachment 6

Dear members of the Senate Ag Committee,

I am writing to you concerning SB 378 which is before your committee. The sponsors of this bill should be commended for taking a stand in the best interest of the citizens and state of Kansas.

This bill has many benefits, but I will first address one of the main benefits. The Kansas Animal Health Department has complained for years that the department needed more funds. (Every year a bill is introduced to increase the 'taxes' on license holders by increasing fees to fund a department that is accountable to no one.) By reducing the workload by not inspecting USDA licensed facilities the department will not be short of inspector/investigators, and thus the need to draw on state monies can be reduced. This state is still having trouble coming up with funding for the public schools in this state. Classrooms are short of supplies and teacher positions are eliminated. Yet, the Kansas Animal Health Department continues to not only use state funds but take more money out of hard working citizens' pockets with it's increased fees. Think about this-- The Kansas Animal Health Department claims in it's own booklets to follow USDA inspection guidelines and procedure, thus, why the need for dual inspections?

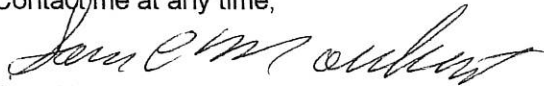
With SB 378 the people of Kansas are given back a measure of rights.

Some will say that current law makes us a "model state". Model of what? ---There are a minority of people in this state who wish to tell the rest of us how things ought to be in the pet dog industry. In the last ten years I have occasionally visited with folks- not only customers, but managers or owners as well- in pet stores from Rhode Island to California. Not once did I hear a word about Kansas being a "model law state" concerning the pet industry.

Would you believe that, when in the pet stores that I referred to in the previous paragraph, not a one of them sold "Kansas bred" pups at a higher price. None of them had a sign hanging in the window saying anything close to "All our puppies come from Kansas because of it's reputation and model laws."

I have never heard of a dog broker who bought only puppies that were raised in Kansas because of it's "model" status. I have never met a broker who paid Kansas breeders- whether they possessed a KAHD license or not- more than they paid breeders who live and raise their puppies in Texas, Oklahoma, Missouri, Nebraska or any other state for that matter! Surely there are a couple of brokers around who could tell us if they ever bought puppies from out of state breeders or paid more for Kansas bred puppies...?

Contact me at any time,



Sam Mosshart
RR #1 Box 64
Protection, KS 67112
Phone: 620 622-4892
USDA # 48-B-0229
KS Lic. # A-056

Senate Agriculture
February 23, 2004
Attachment 7

Honorable Senator

Senate Bill 378

This is a time that every one has to cut their budget we all have to do our share. When so many cuts have been make the education of our children, our older generation. I can only say. The State can use the money, more wisely then DUAL inspection. The Federal has up graded their inspection program. I do not fell this will degrade the kennels of Kansas. Because the breeders themselves are proud of there kennels and their breeding stock..

Please VOTE YES on S.B. 378

Thank you for your time
Martha Bartels
730~~7~~3th road
Marysville Ks.

Senate Agriculture
February 23, 2004
Attachment 8



CLARK COUNTY SHERIFF'S OFFICE

Brad Harris, Sheriff
221 W. 9th • Box 566
Ashland, Kansas 67831
PHONE 620-635-2802
FAX 620-635-2148

February 18, 2004

Senator Tim Huelskamp
300 S.W. 10th Avenue
Room 128-S
Topeka, KS 66612-1504

Re: SB 378

Dear Senator Huelskamp,

I would like to extend my support for SB 378. This is an excellent bill that will save tax dollars and eliminate duplicate services. In a time of extremely tight fiscal restraints, I believe we should cut expenses everywhere possible. Please feel free to contact me if I can ever be of assistance to you.

Sincerely,

A handwritten signature in black ink, appearing to read "Brad Harris".

Brad Harris, Sheriff
Clark County, Kansas

Senate Agriculture
February 23, 2004
Attachment 9

Tim Huelskamp

From: Shane Franklin [pamf@ckt.net]
Sent: Sunday, February 22, 2004 1:50 PM
To: huelskamp@senate.state.ks.us
Subject: RE: Senate Bill No. 378

February 22, 2003

RE: SENATE BILL NO. 378

To Senator Tim Huelskamp ,

I own and operate a small kennel in Southeast Kansas. Just last week I had Kansas Animal Health Department and USDA Inspector in my home at the same time. This appears to be a yearly occurrence that within just a few weeks of each other I am inspected by both. I also register my dogs with AKC, so this is another inspection. On a yearly basis (minimum) my vet comes and inspects my kennel. I make visits to my vet with puppies for a thorough checkup at approximately six weeks of age. My adult dogs are taken on an "as needed bases", just like my children are to their doctor. Upon selling puppies to the public, I offer a one year guarantee that this puppy will be free from congenital defects and a 10-day guarantee that the puppy is sound and healthy. I give thorough instructions and education on vaccinations and worming schedule to new owner, so that they may continue the "good health" of their new friend and companion.

My concern is the amount of money that goes out with wasted time and travel with "surprise inspections". If a kennel was notified with 24 hours notice that an inspection was being made, the kennel owner would be available some time in that 24-hour period. This would save the "no one home stops". No one in that time could make radical changes to their kennel. If a little improvement is made prior to the inspection - "Good" that is what it should be all about, making things better. The inspectors have always been "great people" and no, my kennel doesn't always pass the first time. There are always little things that need improvement, and it is always a learning experience. But with the multiple inspections, couldn't a date be set on a yearly bases that I am reviewed by the State and given a license on that day. If corrections need to be made, a return visit could be set up. This would include several kennels in our area on one day. What a tremendous savings and how organized this could be. At that time the State could review my paper work. I do not have a problem even pointing out people that I have sold more than one puppy to or that I know has a kennel.

No, I don't want to go backwards, as people keep mentioning. But I feel people are more educated than 20 years ago. That includes the kennel owner, as well as the puppy buyer. Our kennel materials have greatly improved with plastics, fiberglass and stainless steel. You don't make a profit with sick dogs and puppies. Even with just routine vet care, my vet bills exceed my family's health care expenses. That is my point. My property taxes are getting

2/22/2004

*Senate Agriculture
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Attachment 10*

ready to increase one-third to one-half with a new annexation from our local government. My feed prices have gone up steadily over the years. My feed bill also exceeds my household food bill! But my prices stay about the same on my puppies. I don't have people ever express a fondness for "Kansas" pets over "Missouri, Oklahoma, or Arkansas".

Do we need multiple inspections? I don't have anything to hide but I am confident with the USDA inspections, the inspectors are well educated and are required continuing education. He, Carl, criticizes as well as educates. He reviews and collects my paper work.

No, I don't want to give up State Licensing, but I am not in favor of an increase. If there was an increase, approach it like the USDA, charge according to the revenue derived. It is unfair that a kennel of 40 is charged the same as a kennel of 400. Just use the money wisely. Multiple inspections are redundant.

Sincerely, Pam Franlin

901 W. St. John, Girard, KS 66743 620-724-8013 Fax: 620-724-8947

e-mail: pamf@ckt.net

KANSAS ANIMAL HEALTH DEPARTMENT

Expenditure	Actual FY 03	Agency Est. FY 04	Governor Rec. FY 04	Agency Req. FY 05	Governor Rec. FY 05
Operating Expenditures:					
State General Fund	\$ 571,809	\$ 575,245	\$ 575,245	\$ 788,522	\$ 572,345
Other Funds	1,515,447	1,799,068	1,799,068	1,550,020	1,634,365
TOTAL	\$ 2,087,456	\$ 2,374,313	\$ 2,374,313	\$ 2,338,542	\$ 2,206,710
Percentage Change:					
Operating Expenditures:					
All Funds	5.4%	13.7%	13.7%	(1.5)%	(7.1)%
State General Fund	(8.8)	0.6	0.6	37.1	(0.5)
FTE Positions*					
Non FTE Perm. Uncl. Pos.	31.0	30.6	30.6	32.6	32.6
TOTAL	0.0	2.0	2.0	2.0	2.0
	31.0	32.6	32.6	34.6	34.6

*For FY 2004 and FY 2005, the agency and the Governor inadvertently lowered the agency's FTE count by 0.4 positions. This is due to a Laboratory Technician position that is staffed by 0.6 FTE. However, the agency has authority for 1.0 FTE in this position, for total agency FTE positions of 31.0. In addition, for FY 2005 the Governor inadvertently reported an additional 2.0 FTE positions in the Animal Facilities Inspection program.

AGENCY OVERVIEW

The mission of the Kansas Animal Health Department is to ensure the public health, safety and welfare of Kansas' citizens and enhance the economic viability of the state's livestock production through prevention, control and eradication of infectious and contagious disease and conditions affecting the health of livestock in the state of Kansas; to regulate facilities that produce, sell or harbor companion animals; to direct an effective brand registration and inspection program to identify ownership of lost or stolen livestock; and to inform the public of the status of the health of livestock in the state. The agency is directed by the Livestock Commissioner who is appointed by the seven-member Kansas Animal Health Board. The agency is divided into four programs: Administration, Disease Control, Animal Facilities Inspection, and Brands.

MAJOR ISSUES FROM PRIOR YEARS

The **2003 Legislature** reviewed several bills addressing the fees assessed by the Animal Health Department, including HB 2387, HB 2443, and SB 257. Representative Dan Johnson and the House Agriculture and Natural Resources Budget Committee recommended the study of the funding of the Animal Health Department during the interim. As a result, the Special Committee on Appropriations and Ways and Means was directed to study the funding structure of the Animal Health Department, including a review of agency fees and State General Fund financing, during the **2003 Interim**. The Committee recommended that representatives from the livestock industry and the pet animal industry work with the agency to develop a fee proposal that would be acceptable to all interested parties. The Committee encouraged the respective industries to present their proposal to the Legislature prior to the start of the 2004 Session.

For **FY 2003 and FY 2004**, the agency received a \$702,398 federal grant to fund the Emerging and Foreign Animal Disease Syndromic Surveillance Project (partnered with the Kansas State University College of Veterinary Medicine), to purchase emergency response equipment, and to fund an Emergency Management Administrative Assistant position.

BUDGET SUMMARY AND KEY POINTS

FY 2004 - Current Year. For FY 2004, the **agency** estimates expenditures of \$2,374,313, including \$575,245 from the State General Fund. The estimate is an increase of \$286,853 or 13.7 percent from the FY 2003 actual amount. The agency's FY 2004 estimate is consistent with the amount approved by the 2003 Legislature.

The **FY 2004** budget includes holding one animal facility inspector position open to meet funding reductions. According to the agency, this has created problems with inspectors working overtime and creating a backlog of inspections and other work.

For FY 2004, the **Governor** recommends expenditures of \$2,374,313, including \$575,245 from the State General Fund. The recommendation is consistent with the agency's estimate and the amount approved by the 2003 Legislature.

FY 2005 - Budget Year. For FY 2005, the **agency** requests expenditures of \$2,338,542, including \$788,522 from the State General Fund. The estimate is a decrease of \$35,771 or 1.5 percent from the FY 2004 estimate. The request includes enhancements of \$134,017, with \$198,402 from the State General Fund. The enhancement request includes a shift of funding from special revenue funds to the State General Fund of \$64,385.

For FY 2005, the **Governor** recommends expenditures of \$2,206,710, including \$572,345 from the State General Fund. The recommendation is a decrease of \$167,603 or 7.1 percent from the Governor's FY 2004 recommendation. The Governor does not recommend the enhancement packages requested by the agency. The recommendation includes adjustments for a 3.0 percent pay plan increase and reductions in contractual services, commodities, and capital outlay expenditures as recommended by the Budget Efficiency Savings Teams.

J & B PREMIER PUPPIES

Providing Quality Puppies Through Excellence In Breeding & Care



John & Becky Blaes

522 N. Maple

Cherryvale, KS 67335

Phone & Fax: (620) 336.3700

E-mail: bblaes2000@yahoo.com

USDA LICENSE #48-A-1196 KANSAS LICENSE #173-A



To: Members of the Senate Agriculture Committee

Re: **OPPOSED** to Senate Bill # 378

Date: Monday, February 23, 2004

Thank you for this opportunity. I serve as the Governor appointed Licensed Kansas Animal Breeder Representative and Chairman of the Kansas Pet Animal Advisory Board. My husband and I have been members of the Southeast Kansas agricultural community for over 25 years. I was a professional educator in the Kansas public school system for 20 years and my husband serves as a member of our local school's Board of Education.

Consumers requested enforcement of the Animal Facilities Inspection Program because of devastating, negative publicity and boycotts that sub-standard facilities brought to the Kansas Pet Industry in the early 1990's. At that time, USDA inspections had been in place for over two decades and it was clear that USDA'S inspection and enforcement program alone would not improve the reputation of the Kansas Pet Industry.

Based on survey results reported in the 2002 Legislative Post Audit Performance Report, Retailer confidence in the health of all animals purchased from Kansas's breeders soared from 78% in 1990 to 100% in 2002. Increased puppy prices bring millions of fresh, out-of-state dollars to Kansas revenue. Our industry also adds millions of dollars to the economy by utilizing tons of Kansas feed grains in pet food products. This annual revenue for Kansas is especially important in these times of creating new funding formulas for public schools and caring for our elderly.

Seventy-eight percent of those responding to a controlled, Licensed Animal Breeder Survey in September of 2003 favored increased funding to support the Kansas Facilities Inspection Program. This survey was based entirely on questions posed by the Ways and Means/ Appropriations Committee in August of 2003. In January of 2004, the Kansas Pet Animal Advisory Board voted to support this majority voice of Kansas's Licensed Animal Breeders.

Exempting USDA facilities from the Kansas Inspection Program would facilitate a perilous backslide and the repetition of history: a return to media publicity that degraded the entire pet industry. We as animal breeders cannot be self-regulating, because we do not have the regulatory power to keep our state free of sub-standard, unlicensed facilities. Canine registries, such as the American Kennel Club, are not facility inspection agencies and many kennels currently use alternate registration services that perform no "on site" visits.

Kansas has earned a reputation as the "MODEL LAW STATE", not because it was "first", but because of the reputation that has been built upon the Kansas Pet Animal Act and the inspection of all areas (breeders, retailers, shelters, distributors, boarding, research, pet shops, and hobbyists). The exemption of USDA Licensed Facilities from State Inspections would effectively eliminate this prestigious title. I urge you to REJECT SENATE BILL #378 and protect the fine reputation that makes Kansas the great State that others wish to emulate.

Sincerely,

Rebecca S. Blaes

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February 23, 2004
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February 23, 2004

Senate Agriculture Committee
Senator Derek Schmidt - Chair

RE: SB #378 EXEMPTING USDA facilities from KAHD inspections?

FROM: Sharon Munk dba BJ'S & GUYS, Menlo, Ks ...established August 7, 1978
State License #A-005-04 & #B-005-04
Federal License #48-B-0081
American Kennel Club #000001391 & 000001397
Pet Animal Act Advisory Board Member/Sec. 1990-91 Governor Hayden
Pet Animal Act Advisory Board Member 1992-95 Governor Finney
Pet Animal Act Advisory Board Member 1996-99 Governor Graves
Pet Animal Act Advisory Board Chairperson 1997-99
Kansas Pet Professional (KPP) President 1997-99 & 2001-03
Current KPP Kansas Legislative Committee Co-chair

I'm Sharon Munk, a farmer's daughter from the Northwest corner of Kansas. The family farm was only large enough for one family, my brother Roch lives on the home place now, I'm three miles down the road.

My extended family and I have been associated with the Pet Industry for over a quarter of a century. We know the particulars of a breeding kennel. This is an ART, this is our business, this is what we do, this is what we are proud of, this is what we've put all our sweat, money and tears into.

Chairman Schmidt and Senators of the Agriculture Committee,

Thank you for the opportunity to testify today. Due to the shoddy conditions in **SOME** Kansas pet animal facilities, the Kansas Animal Dealers Act was passed into law in 1988. **LACK** of proper funding, **ABSENCE** of rules and regulations, **INADEQUATE** staffing, **FAILURE** to initiate the legislators instructions, and **DEFAULT** on the part of the Animal Health Commissioner at the time (1988-1990) led to the Public Consumer outcry, (from both in-state and out-of-state); the **1990 BOYCOTT** of Kansas raised pets; the threat of the **KANSAS BEEF BOYCOTT**, if Kansas didn't clean up their act.

With the engulfing severe negative publicity and the plummeting of prices, this industry aspired to the challenge at hand. The overwhelming majority, with confidence in ourselves, advanced on this monumental movement to correct the problems.

We conveyed to the Governor..."No one knows what we do, better than we do." The Kansas Animal Dealers Act is floundering, like a fish out of water. The first Advisory Board was appointed that day in the Governor's office. With this Advisory Board's qualifications, dedication and expertise from all factions, the Kansas Animal Dealers Act, underwent a super over haul. You will notice the improvements have brought us the consumer confidence and well deserved reputation that Kansans value today.

Notice the bottom of the Kansas Pet Industry "Sunflower" folder, as evidence of improvements that led to our well deserved reputation. These are not 'bumping' of numbers. These details are from page 9 of the 2002 Performance Audit Report to the Legislative Post Audit Committee. Your chairman Senator Derek Schmidt and your Senate President, Senator Dave Kerr were members of this Post Audit Committee. If you want the facts before you rule on this sensitive issue, please get a copy of this report. LPA@lpa.state.ks.us or call 785-296-3792, or I can share mine with you.

I've enclosed a few pages of the audit in your sunflower folders.

**Of the 36 recommendations resulting from the 1990 audit, we found that most either had been implemented or no longer appeared to be relevant." We are not 100%, the auditors still listed points for improvement. The Chairperson of the Kansas Pet Animal Act Advisory Board has a copy of this audit and she will address each of the remaining issues with the board for correction.

**Program staff now periodically review cat and dog magazines, newspaper classified ads, and dog and cat show bills to identify potential licensees." Due to these leads, 63 additional facilities were licensed in 2001, over 113 in 2002 and as high as 95 all ready in 2003-04 fiscal year. I believe it was Representative Sharon Schwartz that posed the question in August at a Joint Interim Committee of why staff had to resort to newspaper ads, to bring licensees into compliance with the law. It is against the written law to buy from, or sell to, those that are required to have license, 47-1724. One breeder/distributor with the anti-government

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February 23, 2004
Attachment 13

agenda in 1991 forced us to compromise, thus KAHD is not allowed to check the records of USDA facilities. The unlicensed, illegal breeders continue to have a market for their puppies.

Each point that legislators questioned at the August committee meeting, was asked of the 343 licensed animal breeders in a controlled survey last fall. I stress the word **CONTROLLED**, as only one survey per licensed facility, and you had to sign your name and list your license number. The other survey that is circulating was not mailed to all, and replies were accepted from anyone who was interested in the survey. Without a mass mailing, not all taxpayers with interest had access.

Notice in your packet, the 1991 47-1709 (b) stated: "...SHALL make an inspection..." in 1996 at the advise of the Advisory Board and agreement of the legislators this was changed to: "...MAY make an inspection..." This is how the agency, during a budget crisis, can push our inspections off to an 18 or 24 month interval. By law, they don't have to inspect once a year. USDA and KAHD share inspection reports. USDA gives the state a "heads up" so to speak when they encounter a problem kennel. KAHD inspectors attend USDA training sessions, it is mandatory. KAHD inspectors also attend 120 hours of schooling, to understand the legalities of the law. There are 59 failed inspection reports out of the 465 USDA licensed facilities in the state of Kansas. Some are asking you to believe this is less than 1%. It is more like 12%. Many of the 12% may not pass USDA inspections.

Ask USDA the amount of red tape they have to process when encountering a sub-standard facility, what are their methods of bringing the facility into compliance? Yes, the USDA inspections have improved immensely since the pre-1990's, but nothing usually happens, you just continue to get write-ups.

It has just now been brought to our attention that there may be some 'people skills' problem with some inspectors. Representative Neufeld himself told three industry leaders in his office on January 22nd that this is a good law, it is a well written law, and the problem is in how it is being implemented. I suggest we give the current Advisory Board the time to investigate the means of implementation, and to correct the necessary deficiencies.

Eighty eight percent of the Kansas USDA licensed facilities can pass inspections. If the vocal minority is willing to continue to pay a license fee, can't we ask them to give up one hour out of the 8,784 hours for a state inspection this year?

Last spring the K-Fed lobbyist wanted SB #257 changed from a 50% increase to a 25% increase plus a surcharge per animal. Your packet contains the questions of the controlled survey and the results. The majority of respondents were asking for:

- A 50% increase,
- Visible check of animal health,
- Open records to locate illegal breeders readily,
- Dual fees for those with dual licenses,
- At the recommendation of the Advisory Board
we were also asking that you delete the 45 day
grace period on renewals,
- USDA has a 0 day grace period on renewals.

We did attempt to compromise with the K-Fed President over the phone and in writing via the fax to save legislators time. The compromise was the 25% increase, everything else dropped, **INCLUDING** the efforts to exempt USDA licensed facilities from state inspections. Our offer was silently denied thus we are here today.

The swell in the USDA budget may have to do with bio-terrorism etc., not kennel inspections. What happens if USDA runs into a budget crunch crisis, and we are left without sufficient inspectors? What happens if USDA inspectors are sent to California to contain Newcastle disease? What happens when USDA inspectors are trying to control something such as Monkey Pox? What about the H5N1 bird flu, the same flu that hit Hong Kong in 1997, it can cross to humans. What happens if USDA inspectors are frantically trying to get a consumer consumption problem under control? Mad Cow disease didn't live but a hair in this country to date, but it was a scare. What if the next problem takes 3 to 5 years to restrain?

What would it hurt to leave the law written with the word MAY inspect in place? Do we really want to limit the Animal Health Commissioners responsibilities in this NEW DISEASE ERA?

KEEP KANSAS SHINING

Kansas Pet Industry



2002 Legislative Post Audit Survey of Out of State Pet Retailers

Survey Responses	% who agreed	
	1990	2002
<i>Purchasers</i>		
Most or all animals purchased from Kansas breeders were healthy.	78%	100%
Kansas-bred animals had the same amount or fewer health problems than animals purchased from breeders in other states.	59%	97%

Source: LPA Survey

SHARON MUNK

Senate Agriculture
February 23, 2004
Attachment 14

*Breeders, Veterinarians,
and Out-of-State Animal
Buyers Generally Agree
the Conditions in the
Animal Breeding Industry
In Kansas Have Improved
Since 1990*

We surveyed a sample of 204 licensees (89 responded) and 113 out-of-State purchasers of dogs and cats that were bred at Kansas facilities (41 responded). The survey asked a number of questions about the effectiveness of the Department's regulatory Program, including whether they thought conditions in the Kansas animal breeding industry had improved since 1990. The following table summarizes the responses we received, and compares them to responses we received during a similar survey in 1990.

Comparison of Survey Results

Survey Responses	% who agreed	
	1990	2002
Purchasers		
Most or all animals purchased from Kansas breeders were healthy.	78%	100%
Kansas-bred animals had the same amount or fewer health problems than animals purchased from breeders in other states.	59%	97%
Breeders/Sellers		
The quality of inspections are adequate.	67%	96%
Inspectors take timely and adequate steps to see that problems are fixed.	46%	90%
The inspection program has resulted in better care and treatment of animals.	37%	70%

Source: LPA Survey

As the table shows, the responses to our 2002 survey were overwhelmingly positive. All of those who had been buying Kansas animals for 10 years or more indicated that all or most of the animals they purchased were healthy, and 97% said the animals they purchased from Kansas had no more health problems than those purchased from breeders in other states.

Finally, some types of licensees are required to have a vet care plan in place in order to be licensed. We contacted 5 veterinarians who care for animals raised by these breeders. They all thought conditions in the pet breeding industry had improved in the past 12 years. Some of the additional comments provided by people we surveyed are included in the box on page 10.

have been able to pursue more enforcement actions—including obtaining more search warrants and conducting more seizures and relinquishments—because the staff attorney expedites the legal process needed to do such things.

- **Program officials have hired 3 additional inspectors and have developed inspection forms and schedules.** The previous audit showed that the Program didn't have a regular inspection schedule, didn't have standard forms for conducting and recording the results of inspections, and lacked a sufficient number of inspectors to do a good job of regulating the animal breeding industry. The new inspectors positions, forms, and schedules have helped alleviate these problems.
- **Program officials have implemented a good system for tracking and addressing complaints.** The previous audit showed that Program staff didn't investigate many of the complaints received, and those they did investigate weren't handled in a timely manner. Currently, the Program has a good system for recording and assigning complaints for investigation, and it appears to be resolving complaints on a timely basis. As of April 30, 2002, the Program had received 218 complaints involving 83 facilities. Our review of a sample of 26 recent complaints showed that 24 were handled within the time frames Program officials have established for resolving complaints. The other 2 complaints were resolved within a week of the deadline.

Of the 36 recommendations resulting from the 1990 audit, we found that most either had been implemented or no longer appeared to be relevant. Issues still needing to be addressed will be discussed in more detail in later sections of this report. One of the previous recommendations that Program staff haven't fully implemented had to do with coordinating more closely with the USDA. Program staff told us that although they don't accept USDA inspections in lieu of their own, they are trying to coordinate joint training sessions and report sharing.

A complete listing of the recommendations from the previous audit and the actions the Program has taken to implement them can be found in Appendix B.

Question 1: To What Extent Have Conditions in Commercial Dog and Cat Breeding Operations in Kansas Improved Since 1990?

Since 1990, the Department has made significant improvements in the resources it has committed to the Animal Facility Inspection Program and in its effectiveness in regulating licensees. Animal breeders, veterinarians, and out-of-State animal buyers who responded to our surveys all agreed that conditions in the industry have improved. Nonetheless, additional improvements are needed. Specifically, Program officials need to develop formal written policies in a number of areas, develop a system for ranking the severity of violations, and develop a better system of sanctions for violators. These findings are discussed in more detail in the sections that follow.

The Department Has Added Inspectors and Significantly Improved Other Aspects of Its Regulatory Program

During this audit we reviewed what Program staff have done to implement the recommendations made in the previous audit, and determined what other actions it has taken to improve the Program's effectiveness. Some of the improvements we noted are listed below:

- **Program officials have adopted comprehensive standards and regulations for licensees to follow.** The previous audit showed there were inadequate standards for such things as space and sanitation requirements for animal enclosures, and the availability of water for animals. Since then, Program staff have adopted extensive regulations addressing the types of issues noted above, as well as food and exercise requirements, and temperature control. For example, each licensee using indoor housing facilities is required to ensure that the housing is heated and cooled and the temperature doesn't fall below 45 degrees or rise above 85 for more than 4 consecutive hours.
- **Program officials have taken steps to identify people who are breeding animals in Kansas but aren't licensed.** Program staff now periodically review cat and dog magazines, newspaper classified ads, and dog and cat show bills to identify potential licensees. Program staff identified 201 leads during fiscal year 2001 and licensed 63 of them. So far in fiscal year 2002, nearly 240 leads have been identified and 113 have been licensed.
- **The Program has a full-time attorney to pursue legal actions against licensees when needed.** Program officials

tor of accounts and reports issued pursuant to vouchers approved by the Kansas livestock commissioner or the commissioner's designee.

(f) Premises required to be licensed under the Kansas pet animal act shall not be required to pay for more than one license. If more than one operation is ongoing at the premises, each operation shall comply with the applicable statutes and rules and regulations pertaining to such operation.

(g) Except as provided further, when a premises required to be licensed or permitted under the Kansas pet animal act applies for an initial license or permit, the commissioner shall prorate to the nearest whole month the license or permit fee established in subsection (a). The commissioner shall have discretion to determine whether the application is an initial application or an application for the premises which has been doing business but is not licensed or permitted. If the commissioner determines the premises has been doing business without a license or permit, the commissioner is not required to prorate the fee.

47-1722. History: L. 1988, ch. 189, § 13; July 1; Repealed L. 1996, ch. ____, § ____; July 1, 1996.

47-1723. (a) It shall be unlawful for any person, except a licensed veterinarian, to act as or be a kennel operator unless such person has obtained from the commissioner a kennel operator license for each premise operated by such person. Application for such license shall be made in writing on a form provided by the commissioner. The license period shall be for the license year ending on June 30 following the issuance date.

47-1724. (a) It shall be unlawful for any person to knowingly purchase a dog or a cat for the purpose of resale to another from a person required to be licensed or permitted under public law 91-579, 7 U.S.C. § 2131 *et seq.*, or K.S.A. 47-1701 *et seq.*, and amendments thereto, or both, if that person is not so licensed or permitted.

(b) It shall also be unlawful for licensees to knowingly sell to out-of-state distributors, animal distributors or pet shops operating within the state who are not licensed in accordance with the Kansas pet animal act.

47-1725. (a) There is hereby created the Kansas pet animal advisory board, consisting of 10 members. Members shall be appointed by the governor as follows:

- (1) One member shall be a representative of a licensed animal shelter or pound;
- (2) one member shall be an employee of a licensed research facility;
- (3) one member shall be a licensed animal breeder;
- (4) one member shall be a licensed retail breeder;
- (5) one member shall be a licensed pet shop operator;
- (6) one member shall be a licensed veterinarian and shall be selected from a list of three names presented to the governor by the Kansas veterinary medical association;
- (7) one member shall be a private citizen with no link to the industry;
- (8) one member shall be a licensed animal distributor;
- (9) one member shall be a licensed hobby breeder; and
- (10) one member shall be a licensed kennel operator.

free from any visible symptoms of communicable disease; (3) identification of animals handled; (4) primary enclosures; (5) housing facilities; (6) sanitation; (7) euthanasia; (8) ambient temperatures; (9) feeding; (10) watering; (11) adequate veterinary medical care; (12) inspections of licensed or permitted premises, investigations of complaints and training of persons conducting such inspections and complaints; and (13) a requirement that each licensee or permittee keep and maintain, for inspection by the commission, such records as necessary to administer and enforce the provisions of the Kansas pet animal act.

(b) The commissioner shall only adopt as rules and regulations for United States department of agriculture licensed animal distributors and animal breeders, and animal breeder and animal distributor premises and the rules and regulations promulgated by the secretary of the United States department of agriculture, cited at 9 C.F.R. 3.1 through 3.12, pursuant to the provisions of the United States public law 91-579 (7 U.S.C. Sec. 2131 et seq.), commonly known as the animal welfare act.

(c) Notwithstanding any provision in section (b), the Commissioner may adopt a requirement that each licensee and permittee file with the commissioner evidence that animals entering or leaving the state are free from any visible symptoms of communicable disease.

47-1713. The commissioner may prohibit the sale or gift of animals which constitute a hazard to human health or safety or to animal health or safety.

47-1714. History: L. 1972, ch. 201, § 14; Repealed, L. 1988, ch. 189, § 15; July 1.

47-1715. (a) Any violation of or failure to comply with any provision of the Kansas pet animal act, or any rule and regulation adopted hereunder, shall constitute a class A nonperson misdemeanor. Continued operation, after a conviction, shall constitute a separate offense for each day of operation.

(b) Upon a conviction of a person for any violation of the Kansas pet animal act, or any rule and regulation adopted hereunder, the court shall order the commissioner to seize and impound any animals in the convicted person's possession, custody or care if there are reasonable grounds to believe that the animals' health, safety or welfare is endangered. Except as provided by K.S.A. 21-4311, and amendments thereto, such animals may be returned to the person owning them if there is satisfactory evidence that the animals will receive adequate care by that person or such animals may be sold, placed or euthanized, at the discretion of the commissioner. Costs of care and services for such animals while seized and impounded shall be paid by the convicted person. Such funds shall be paid to the commissioner for reimbursement of care and services provided during seizure and impoundment. If the person is not convicted, the commissioner shall pay the costs of care and services provided during seizure and impoundment.

47-1716. History: L. 1972, ch. 201, § 16; Repealed, L. 1988, ch. 189, § 15; July 1.

47-1717. Invalidity of part. If any provision of this act, or the application of any such provision to any person or circumstance, shall be held invalid, the remainder of the act, and the application of any such provision to any person or circumstance other than those as to which it is held invalid, shall not be affected thereby.

2003 Official Survey Summary Licensed Kansas Animal Breeders

78% favored increased funding to support the Kansas Animal Health Department Inspection Program

- **56% chose to support increasing Kansas Animal Health Department Facility Licensing Fees by 50%**
- **22% chose to support increasing licensing fees by 25% plus add a \$1 per animal surcharge to animal breeders, retailers, & hobby breeders**

Licensed Animal Breeders also responded to the following questions:

1. Do you favor the majority of inspections to be announced, saving time and funds?
 - **91% responded "YES"**
2. Do you favor records to be open to inspectors (same as USDA) to bring more kennels into compliance with the law?
 - **73% responded "YES"**
3. Do you favor allowing the Kansas Animal Health Department to check the health of our animals during a routine facility inspection?
 - **50% responded "YES"**
4. Do you favor multiple license facilities paying fees for all licenses, generating \$7,475 in additional fees?
 - **63% responded "YES"**

In conclusion, KANSAS ANIMAL BREEDERS SUPPORT:

47-1721 (a) Increasing license fees by 50%

47-1721 (f) Dual license fees for facilities with more than one operation

47-1712 (b) Open records and visible check of animal health during inspections

This survey of all licensed Kansas Animal Breeders was conducted as a result of questions posed by the Ways and Means / Appropriations Committee in Topeka on August 25th, 2003.

KANSAS ANIMAL BREEDER SURVEY

ONE FORM PER LICENSED ANIMAL BREEDER FACILITY

Please **check the box** in front of the statement which best reflects your choice of funding for the Kansas Pet Animal Act / Kansas Animal Health Department:

- Increase fees by 50% on all facilities licensed by the Kansas Animal Health Department.
- Increase fees by 25% on all facilities licensed by the Kansas Animal Health Department and add a surcharge of \$1 per animal To the animal breeder, retail breeder, and hobby breeder category.

Print Name

Sign Name

Kansas Facility License Number: _____

To aid me in answering committee questions, based on the majority consensus of animal breeders' survey responses, please **circle** which answer best reflects your choice.

Do you favor:

- Yes No The majority of inspections to be announced, saving time & funds?
- Yes No Records to be open to inspectors (same as USDA) to bring more kennels into compliance with the law?
- Yes No Allowing the Kansas Animal Health Department to check the health of our animals during a routine facility inspection?
- Yes No Multiple license facilities paying fees for all licenses, generating \$7,475 in additional fees?

Comments: _____

Thank you for your response. Please use the enclosed stamped, self-addressed envelope to return your survey.

If you would like a copy of the survey results, please send a self-addressed, stamped envelope.

Kansas Pet Animal Advisory Board

Animal Breeder Representative

Becky Blaes

522 N. Maple

Cherryvale, KS 67335

Phone/Fax: 620.336.3700 Cell Phone: 620.252.5738

E-mail: bblaes2000@yahoo.com

USDA LICENSE #48-A-1196 KANSAS LICENSE #173-A

September 10, 2003

TO: KANSAS ANIMAL BREEDERS
RE: INFORMATION AND SURVEY

Greetings to all Kansas Animal Breeders:

As your Kansas Pet Animal Advisory Board Representative, I attended a hearing of the Special Committee on Ways and Means/Appropriations on August 25th in Topeka. The topic of discussion was the funding of and review of the funding structure of the Animal Health Department. This included a review of the fees levied by the agency, the level and equity of the fees, and the appropriate level of State General Fund support of the agency.

The Legislative Post Audit Committee requested a performance audit of the Kansas Pet Animal Program on March 7, 2002. They found that of the 36 recommendations resulting from the 1990 audit, most either had been implemented or no longer appeared to be relevant. A survey was also conducted of out-of-state purchasers of pets that were bred in Kansas facilities.

- In **1990**, **41%** stated that **Kansas**-bred animals had **more health problems** than pets bred in other states.
- In **2002**, **only 3%** stated that **Kansas**-bred animals had **more health problems** than pets bred in other states.
- Of those surveyed, **97%** stated that **Kansas**-bred animals had the same amount or **fewer health problems** than animals purchased from breeders in other states.

The program is doing the job that it was intended to do, which is to ensure the health and welfare of Kansas pet animals as well as improve the image of the state of Kansas.

A very extensive issue from the 2002 audit on funding focused on a means to recover the costs of boarding seized animals. Options to recover such costs were:

- A lien to be filed against real property.
- Use of the Department of Administrations Debt Set-Off Program.
- Garnish the wages of the violator.
- Follow Colorado and Missouri law, whereby the owner is required to post cash bonds.
- Create a special fund, which would be financed by licensed pet facilities and used to pay for any costs not recovered.

To follow the Colorado and Missouri law was the option chosen and passed as Kansas law during the last legislative session. By statute, if the state were ever found wrong, the state would pay the costs involved, not the individual.

With the quick thought and foresight of your 2002-2003 Kansas Pet Professional Officers, you now have a choice in how to continue funding the program that has improved the image of pet facilities in the state of Kansas.

Last year, K-FED (Kansas Federation of Animal Owners) lobbied and restructured a bill on the table, whereby license fees would be increased by 25% in addition to a \$1 per animal surcharge.

The majority of verbal testimonies given at the funding hearing last month in Topeka recommended a flat increase of 50% in all areas of licensing. This would result in a \$75.00 increase for the "A" breeders whom I represent. Other points of interest:

- There have been no increases in license fees since 1991.
- The legislators at the Topeka meeting requested a survey, which would reflect majority support of a funding method for the program.
- The legislators expressed concern and questions as to why the state of Kansas was not allowed to view records of distributors to assist in locating non-licensed facilities. This would result in bringing unlicensed facilities into compliance so that these facilities would contribute to the fees paid by licensed facilities.
- At present, the Kansas Animal Health Department must scan newspaper ads for unlicensed facilities. The audit stated that, so far in the fiscal year 2002, the leads identified an additional 113 facilities that have since been licensed and are now paying their license fees.
- Legislators were concerned as to why the health of the animals was exempt from inspection regarding USDA licensed kennels.
- The topic of multiple licensing was also discussed. At present, there are 50 licensees with multiple licenses. Licensees are only obligated to pay for one license, while operating on one or more (i.e. Breeder/Distributor, Retailer/Pet Shop, etc.). An additional \$7,475.00 would be generated if licensees paid for each license.
- The use of announced or scheduled inspections to better utilize the inspection time and funds was also discussed. Complaint-based inspections would not be announced.
- A legislator suggested that a **video of reputable, licensed facilities** be brought before the committee. Another legislator suggested that committee members personally view kennels in their area. If you would like to have your kennel featured in the video, please send me **video footage** no later than **October 1st**.

The next Kansas Pet animal Advisory Board Meeting is scheduled for September 25th. Should you have any questions or items of concern that you wish for me to present to the board on your behalf, please **contact** me in writing by way of mail, fax, or e-mail no later than **September 18th**.

Please return the following **survey** in the enclosed, self-addressed, stamped envelope no later than **OCTOBER 1ST**. That will provide adequate time for me to compile your survey answers prior to the upcoming Ways and Means/Appropriations Committee meeting. This is YOUR industry. Exercise and take charge of your independent thought by answering the questionnaire (**ONE FORM PER LICENSED ANIMAL BREEDER FACILITY**). Thank you for your time, efforts, and support.

Best Wishes,

Becky Blaes

Animal Breeder Representative, Kansas Pet Animal Advisory Board

Kansas Federation of Animal Owners Survey Results

	Yes	No	Undecided
Do you think that the Kansas Animal Health Department needs an increase in funding?	9	113	5
<i>Percentage</i>	<i>7%</i>	<i>89%</i>	<i>4%</i>

How do you think that the Kansas Animal Health Department should handle their financial needs in the future? Rate the following in the order you think they should be implemented. (Place a #1 in the blank for the option you think should be implemented first)

		# of times with a No, left blank, or 1st, 2nd, 3rd, 4th or 5th chosen							# returned surveys
		left blank	write in "NO"	1st choice	2nd choice	3rd choice	4th choice	5th choice	
Choice #1	Inspect USDA licensed facilities on a complaint basis only. (USDA licensed facilities would still pay an annual fee to the Kansas Animal Health Department)	3	68	48	1	4	0	3	127
	Choice #1 Percentage	2%	54%	38%	1%	3%	0%	2%	100%
Choice #2	Increase fees by 50% on all facilities licensed by the Kansas Animal Health Department.	13	83	8	1	5	10	7	127
	Choice #2 Percentage	10%	65%	6%	1%	4%	8%	6%	100%
Choice #3	Add a tax on all pet foods sold in the state of Kansas.	13	84	3	17	5	5	0	127
	Choice #3 Percentage	10%	66%	2%	13%	4%	4%	0%	100%
Choice #4	Add a tax to all rabies vaccinations, and require that <i>all</i> cats, dogs and ferrets in the state be vaccinated plus a 50% raise on the existing license fee	16	84	0	1	6	4	16	127
	Choice #4 Percentage	13%	66%	0%	1%	5%	3%	13%	100%
Choice #5	Add a per animal charge to the base license fee. (for example: charge \$1.00 for each adult animal in the facility in addition to the base facility license fee).	13	83	3	13	8	6	1	127
	Choice #5 Percentage	10%	65%	2%	10%	6%	5%	1%	100%

This survey was sent to all the USDA licensed kennels in the State of Kansas. Replies were accepted from anyone who was interested in the survey, with those for and against. Copies of the original survey replies can be obtained from the Kansas Federation of Animal Owners. Request for copies should be mailed to **Kansas Federation of Animal Owners**

**RR #1 Box 64
Protection, KS 67127.**

possession, custody or care is endangered thereby, the commissioner shall seize and impound such animals using emergency adjudicative proceedings in accordance with the Kansas administrative procedure act. Except as provided by K.S.A. 21-4311 and amendments thereto, such animals may be returned to the person owning them if there is satisfactory evidence that the animals will receive adequate care by that person or such animals may be sold or euthanized, at the discretion of the commissioner. Costs of care of such animals while impounded shall be paid by the person from whom the animals were seized and impounded.

History: L. 1972, ch. 201, § 7; L. 1988, ch. 189, § 8; July 1.

Revisor's Note:

This section was amended twice in the 1988 session, see also 47-1707a.

47-1707a. Same; hearing. [See Revisor's Note] Before refusing to issue or renew an animal dealer's license or a pet shop operator's license and before suspending or revoking such a license, the commissioner shall conduct a hearing in accordance with the provisions of the Kansas administrative procedure act and shall determine whether the applicant or the person holding such a license is qualified and privileged to be licensed.

History: L. 1972, ch. 201, § 7; L. 1988, ch. 356, § 159; July 1, 1989.

Revisor's Note:

Section was amended twice in 1988 session, see also 47-1707.

47-1708. Judicial review of commissioner's actions. Any action of the commissioner pursuant to K.S.A. 47-1705 or 47-1706, and amendments thereto, is subject to review in accordance with the act for judicial review and civil enforcement of agency actions.

History: L. 1972, ch. 201, § 8; L. 1986, ch. 318, § 71; July 1.

47-1709. Inspections and investigations; confidentiality of complaints; records of inspections. (a) The commissioner or the commissioner's authorized representative shall make an inspection of the premises for which an application for an original license is made

under K.S.A. 47-1701 et seq. and amendments thereto before issuance of such license.

(b) The commissioner or the commissioner's authorized representative shall make an inspection of each premises for which a license has been issued under K.S.A. 47-1701 et seq. and amendments thereto. If such premises are premises of a person licensed under public law 91-579 (7 U.S.C. § 2131 et seq.), such premises shall be inspected at least once each year. Otherwise, the premises shall be inspected at least twice each year.

(c) The commissioner or the commissioner's authorized representative shall make inspections of the premises of a person required to be licensed or registered under K.S.A. 47-1701 et seq. and amendments thereto upon a determination by the commissioner that there are reasonable grounds to believe that the person is violating the provisions of K.S.A. 47-1701 et seq. and amendments thereto or rules and regulations adopted thereunder or that there are grounds for suspension or revocation of such person's license or certificate of registration.

(d) Any complaint filed with the commissioner shall be confidential and shall not be released to any person other than employees of the commissioner as necessary to carry out the duties of their employment.

(e) Any person making inspections under this section shall be trained by the commissioner in reasonable standards of animal care.

(f) The commissioner may request a licensed veterinarian to assist in any inspection or investigation made by the commissioner or the commissioner's authorized representative under this section.

(g) Any person acting as the commissioner's authorized representative for purposes of making inspections and conducting investigations under this section who knowingly falsifies the results or findings of any inspection or investigation or who intentionally fails or refuses to make an inspection or conduct an investigation pursuant to this section shall be guilty of a class A misdemeanor.

(h) No person shall act as the commissioner's authorized representative for the purposes of making inspections and conducting investigations under this section if such person has

1991 LAW

47-1708. Judicial review of commissioner's actions. Any action of the commissioner pursuant to K.S.A. 47-1705 or 47-1706, and amendments thereto, is subject to review in accordance with the act for judicial review and civil enforcement of agency actions.

47-1709. (a) The commissioner or the commissioner's authorized, trained representatives shall make an inspection of the premises for which an application for an original license or permit is made under K.S.A. 47-1701 et seq., and amendments thereto, before issuance of such license or permit. The application for a license or permit shall conclusively be deemed to be the consent of the applicant to the right of entry and inspection of the premises sought to be licensed or permitted by the commissioner or the commissioner's authorized, trained representatives at reasonable times with the owner or owner's representative present. Refusal of such entry and inspection shall be grounds for denial of the license or permit. Notice need not be given to any person prior to inspection.

(b) The commissioner or the commissioner's authorized, trained representatives may make an inspection of each premises for which a license or permit has been issued under K.S.A. 47-1701 et seq., and amendments thereto. If such premises are premises of a person licensed or permitted under public law 91-579 (7 U.S.C. & 2131 et seq.), such premises may be inspected at least once each year. Otherwise, the premises may be inspected at least twice each year. The acceptance of a license or permit shall conclusively be deemed to be the consent of the licensee or permittee to the right of entry and inspection of the licensed or permitted premises by the commissioner or the commissioner's authorized, trained representatives at reasonable times with the owner or owner's representative present. Refusal of such entry and inspection shall be grounds for suspension or revocation of the license or permit. Notice need not be given to any person prior to inspection.

(c) The commissioner or the commissioner's authorized, trained representatives shall make inspections of the premises of a person required to be licensed or permitted under K.S.A. 47-1701 et seq., and amendments thereto, upon a determination by the commissioner that there are reasonable grounds to believe that the person is violating the provisions of K.S.A. 47-1701 et seq., and amendments thereto, or rules and regulations adopted thereunder or that there are grounds for suspension or revocation of such person's license or permit.

(d) Any complaint filed with the commissioner shall be confidential and shall not be released to any person other than employees of the commissioner as necessary to carry out the duties of their employment.

(e) Any person making inspections under this section shall be trained by the commissioner in reasonable standards of animal care.

(f) The commissioner may request a licensed veterinarian to assist in any inspection or investigation made by the commissioner or the commissioner's authorized representative under this section.

(g) Any person acting as the commissioner's authorized representative for purposes of making inspections and conducting investigations under this section who knowingly falsifies the results or findings of any inspection or investigation or who intentionally fails or refuses to make an inspection or conduct an investigation pursuant to this section shall be guilty of a class A nonperson-misdemeanor.

**ANIMAL BREEDERS
AND
KANSAS PET ANIMAL
ADVISORY BOARD
REQUESTED**

(SEE NEXT TWO PAGES)

47-1721. (a) Each application for issuance or renewal of a license or permit or required under K.S.A. 47-1701 *et seq.* and amendments thereto shall be accompanied by the fee prescribed by the commissioner under this section. Such fees shall be as follows:

- (1) Except as provided in paragraph ~~(3)~~⁴, for a license for premises of a person licensed under public law 91-579 (7 U.S.C. & 2131 *et seq.*), an amount not to exceed ~~\$150~~. **\$225.**
- (2) Except as provided in paragraph (5), for a license for any other premises, an amount not to exceed ~~\$300~~. **\$450.**
- (3) For a temporary closing permit, an amount not to exceed ~~\$15~~. **\$112.50.**
- (4) For an out-of-state distributor permit, an amount not to exceed ~~\$700~~. **\$750.**
- (5) For a hobby breeder license or a kennel operator an amount not to exceed ~~\$175~~. **\$112.50.**
- (6) A late fee of ~~\$30~~^{\$75} shall be assessed to any person whose permit or license renewal is ~~more than 45 days~~ late.

(b) The commissioner shall determine annually the amount necessary to carry out and enforce K.S.A. 47-1701 *et seq.*, and amendments thereto for the next ensuing fiscal year and shall fix by rules and regulations the license and permit fees for such year at the amount necessary for that purpose, subject to the limitations of this section. In fixing such fees, the commissioner may establish categories of licenses and permits, based upon the type of license or permit, size of the licensed or permitted business or activity and the premises where such business or activity is conducted, and may establish different fees for each such category. The fees in effect immediately prior to the effective date of this act shall continue in effect until different fees are fixed by the commissioner as provided by this subsection.

(c) If a licensee, permittee or applicant for a license or permit requests an inspection of the premises of such licensee, permittee or applicant, the commissioner shall assess the costs of such inspection, as established by rules and regulations of the commissioner, to such licensee, permittee or applicant.

(d) No fee or assessment required pursuant to this section shall be refundable.

(e) The commissioner shall remit all moneys received by or for the commissioner under this section to the state treasurer at least monthly. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury and shall credit it to the animal dealers fee fund, which is hereby created in the state treasury. Moneys in the animal dealers fee fund may be expended only to administer and enforce K.S.A. 47-1701 *et seq.*, and amendments thereto. All expenditures from the animal dealers fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the Kansas livestock commissioner or the commissioner's designee.

(f) ~~Premises required to be licensed under the Kansas pet animal act shall not be required to pay for more than one license.~~ If more than one operation is ongoing at the premises, each operation shall comply with the applicable statutes and rules and regulations pertaining to such operation.

(g) Except as provided further, when a premises required to be licensed or permitted under the Kansas pet animal act applies for an initial license or permit, the commissioner shall prorate to the nearest whole month the license or permit fee established in subsection (a). The commissioner shall have discretion to determine whether the application is an initial application or an application for the premises which has been doing business but is not licensed or permitted. If the commissioner determines the premises has been doing business without a license or permit, the commissioner is not required to prorate the fee.

47-1712. (a) The commissioner is hereby authorized to adopt rules and regulations for licensees and permittees. Such rules and regulations shall include, but not be limited to, provisions relating to: (1) Reasonable treatment of animals in the possession, custody or care of a licensee or permittee or being transported to or from licensed or permitted premises; (2) a requirement that each licensee and permittee file with the commissioner evidence that animals entering or leaving the state are free from any visible symptoms of communicable disease; (3) identification of animals handled; (4) primary enclosures; (5) housing facilities; (6) sanitation; (7) euthanasia; (8) ambient temperatures; (9) feeding; (10) watering; (11) adequate veterinary medical care; (12) inspections of licensed or permitted premises, investigations of complaints and training of persons conducting such inspections and complaints; and (13) a requirement that each licensee or permittee keep and maintain, for inspection by the commission, such records as necessary to administer and enforce the provisions of the Kansas pet animal act.

(b) The commissioner shall only adopt as rules and regulations for United States department of agriculture licensed animal distributors and animal breeders, and animal breeder and animal distributor premises and the rules and regulations promulgated by the secretary of the United States department of agriculture, ~~filed by CFR 31 through 1101~~, pursuant to the provisions of the United States public law 91-579 (7 U.S.C. Sec. 2131 et seq.), commonly known as the animal welfare act.

~~(c) Notwithstanding any provision in section (b), the Commissioner may adopt a requirement that each licensee and permittee file with the commissioner evidence that animals entering or leaving the state are free from any visible symptoms of communicable disease.~~

PLEASE NOTE!

You must submit your license
renewal form and payment

BEFORE

your renewal date
OR
your license will be

CANCELLED!

Please don't delay

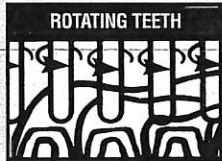
Note: This sheet was enclosed with USDA renewal forms.

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EDITOR'S NOTE



Don't Panic, But Don't Ignore Bird Flu

Here we go again. Eleven months ago, the U.S. government imposed bird quarantines and shipping bans to contain exotic Newcastle disease. Four months ago, the U.S. government permanently banned the import of African rodents and the sale and transportation of prairie dogs to prevent outbreaks of monkeypox. One month ago, the U.S. government implemented new safeguards on slaughterhouses and meat processing facilities to prevent the spread of mad cow disease. (For details, see "News Beat" on page 86.)

And now, the European Union has suspended imports of pet birds, poultry and poultry products from 10 Asian nations through Aug. 15 to prevent the highly contagious H5N1 bird flu from gaining a foothold on another continent. The EU imports about 100,000 pet birds—mainly parrots and budgerigars—a year from Pakistan, China and Indonesia.

The H5N1 bird flu, the same flu that hit Hong Kong in 1997, can cross to humans and has sparked fears of an outbreak similar to severe acute respiratory syndrome.

On Feb. 3, as I sat down to write this column, health and food experts from around the world were meeting in Rome to develop strategies to help affected countries deal with the emergency as well as prevent future outbreaks.

It's not appropriate for us to press the panic button. In fact, the Asian bird flu probably will have less direct impact on the U.S. pet industry than exotic Newcastle disease, monkeypox or mad cow disease—especially since the Wild Bird Conservation Act of 1992 effectively banned imports of most wild-caught birds.

Yet we cannot ignore reports of animal-borne diseases that pose risks to public health. They frighten people already sensitized to the topic of animal-borne diseases. And they bolster experts who argue that exotic pets should be severely restricted (if not banned) to protect public health.

For the good of the pet industry, we must actively support the Pet Industry Joint Advisory Council (Washington) in its efforts to ensure that regulations pertaining to trade in pets are fair and reasonable and meaningful. For the good of the world, we must take appropriate precautions—including adequate testing and quarantining procedures—to minimize the risk that humans will get diseases from pets.

Karen Long MacLeod
 Associate Publisher/Editor in Chief

ALEX B. CLANEY

14-19



14-19



Wed. Feb. 18, 2004

HONORABLE LEGISLATORS:

Thank YOU for permitting me to give my thoughts on the KANSAS ANIMAL HEALTH DEPARTMENT inspection program.

We have been life-long residents of the St. Paul, Ks. area, both living on the farm all our lives. We began farming on our own in 1963, starting a kennel in 1984. SOMETHING WE BOTH ENJOY & AT WHICH WE BOTH WORK HARD.

We presently are doing some rebuilding, not because USDA OR THE STATE has told us to do, but because WE ourselves wanted to improve.

I am 100% in favor of the program. We in the pet industry that want the program to continue ask that YOU KILL SENATE BILL 378 & that OUR LICENSE FEES BE INCREASED.

An audit survey conducted in 1990 shows 78% of those responding thought that the pets purchased from KANSAS BREEDERS were healthy. That figure "jumped" to 100% in the audit survey taken in 2002. AN INCREASE of 22%. In this same survey in 1990 59% Kansas-bred animals had the same amount or fewer health problems than animals purchased from breeders in other states. By 2002 that same survey shows 97%. An increase of 38%. SOUNDS GREAT TO ME & I'M "SURE" TO YOU, ALSO.

Those figures should show that the Kennels are doing a better job; that the Kansas Animal Health Department inspection program is working.

For USDA to close down a kennel is a long process. Yes, we are inspected by our Veterinarian yearly. MANY ARE NOT INSPECTED BY AKC (AMERICAN KENNEL CLUB) BECAUSE "THEY" REGISTER WITH A DIFFERENT REGISTRY.

Missouri started Their inspection program after Kansas & is following the Kansas program.

Kansas is the "MODEL STATE" by having the state licensing program that They have. Yes, Illinois had a licensing program in place before Kansas, but They did not have inspectors. In speaking with Their Department, I was told in 1996 that They inspected one (1) or (two) 2 facilities a year, but had 2000 facilities licensed for \$25.00 each.

WE CAN NOT GO BACKWARDS!!! It would not take even "one" day before the Animal Activist got the news. THEN THE STATE OF KANSAS WILL BE ON THEIR WEB SITES. THEY, THE "AA", WILL HAVE WON!!! CAN WE LET THAT HAPPEN??? I SAY "NO" & HOPE "YOU" DO ALSO.

"KILL SENATE BILL 378 BEFORE IT GOES ANYWHERE!!!!

ASK YOURSELF WHY ANYONE WOULD WANT TO "TRASH" A PROGRAM WHEN IT'S DOING SUCH A GOOD JOB. THE "ONLY" REASON I CAN COME UP WITH CAME IN AN EMAIL ON SUNDAY SAYING "MOST PEOPLE DO NOT PASS THEIR INSPECTION". ARE THEY, THEN, THE VERY PEOPLE THAT DO NOT WANT THE INSPECTION PROGRAM???? MY THOUGHTS ARE, YES!!! THAT STATEMENT ALONE TELLS ME "WE MUST HAVE THE INSPECTION PROGRAM"!!! KEEP UP THE GOOD WORK.

SINCERELY,

Betty Westhoff

Betty Westhoff
7250 Wallace Rd
St. Paul, Ks 66771
USDA LIC #48A536 KS LIC #167A

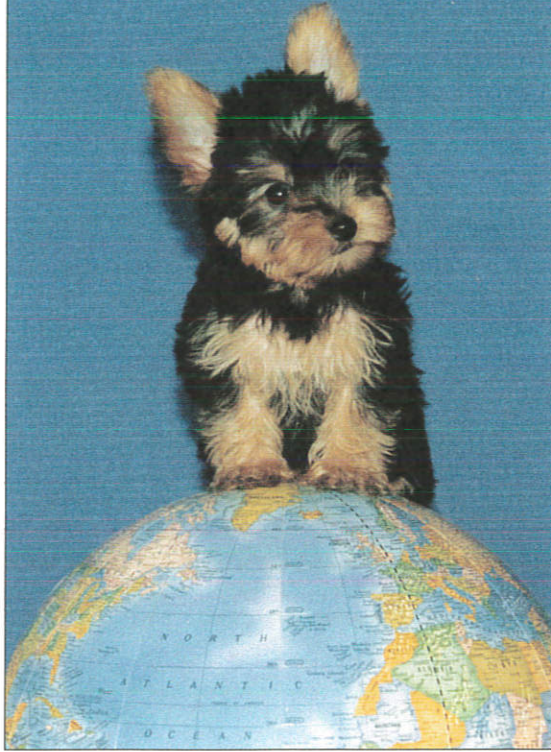
Senate Agriculture
February 23, 2004
Attachment 15

KANSAS

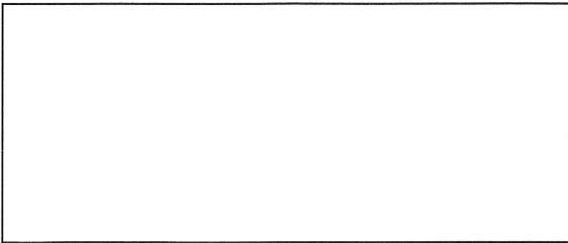
PET

PROFESSIONALS

ON TOP OF THE WORLD

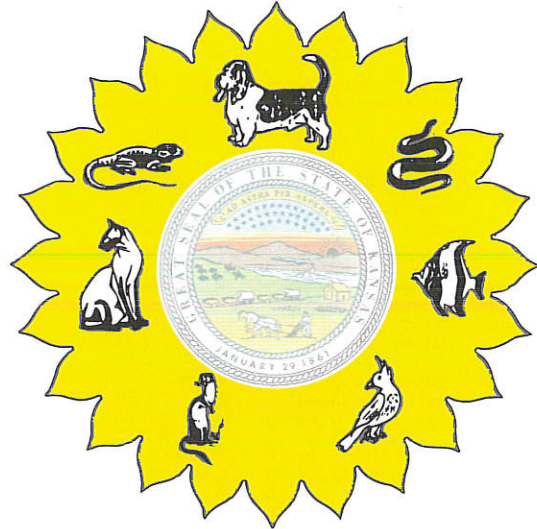


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KANSAS Pet Professionals is a non-profit organization dedicated to ensuring the health of KANSAS pets.

KPP conducts educational seminars for continued education in pet related fields.

KPP has cooperated with state and federal officials in the development of legislation which clearly establishes sanitation and care requirements, effectively provides compliance procedures, fairly and equitably regulates the pet animal industry, while providing comprehensive consumer protection.

KANSAS is known as the "MODEL STATE" with the passing and enforcing of their Pet Animal Act.

Kansas Pet Professionals are devoted to the humane care of all animals. This can be obtained with education for everyone involved in the pet's life.



15-2

2-16-2004

Mary L. Johnson
528 S.10TH ST RD
McCune, KS 66753

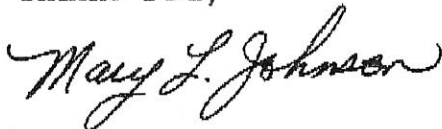
USDA # 48-A-1570
State # A-766-04

I am apposed to the passing of Senate Bill # 378- exempting USDA, licensed facilities from Kansas State inspections.

I feel this would have a very negative impact on our Pet industry, and possibly allow the return of many substandard Kennel Facilities, having our reputation as a Model Law State tarnished.

There are many good clean facilities in Kansas and we want to keep them that way, and improve those that may not be up to standard.

Thank You,



Mary L. Johnson

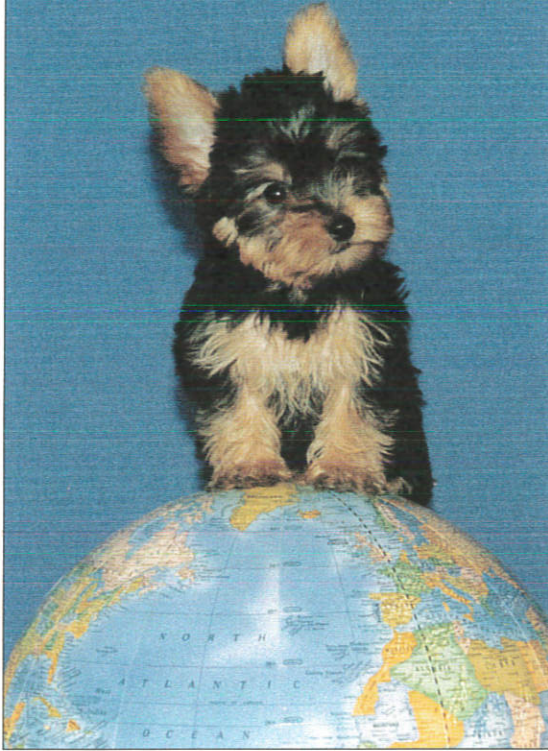
Senate Agriculture
February 23, 2004
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KANSAS

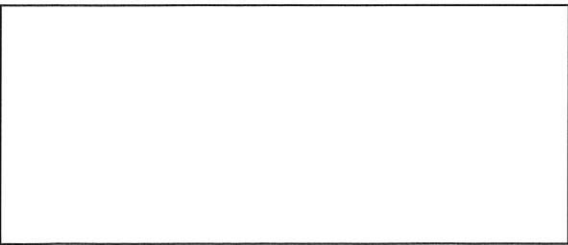
PET

PROFESSIONALS

ON TOP OF THE WORLD

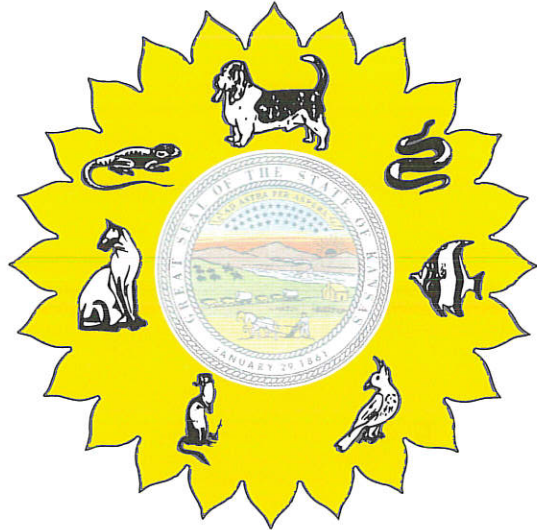


For more information on KPP services and sales contact:



KANSAS PETS

KANSAS PET PROFESSIONALS



KANSAS
Sunflower State

Fresh Air & Sunshine

KANSAS Pet Professionals is a non-profit organization dedicated to ensuring the health of KANSAS pets.

KPP conducts educational seminars for continued education in pet related fields.

KPP has cooperated with state and federal officials in the development of legislation which clearly establishes sanitation and care requirements, effectively provides compliance procedures, fairly and equitably regulates the pet animal industry, while providing comprehensive consumer protection.

KANSAS is known as the "MODEL STATE" with the passing and enforcing of their Pet Animal Act.

Kansas Pet Professionals are devoted to the humane care of all animals. This can be obtained with education for everyone involved in the pet's life.



16-2

2-19-2004

HONORABLE LEGISLATORS:

I strongly appose Senate Bill #378, that exempts USDA licensed facilities from being inspected by the KANSAS ANIMAL HEALTH DEPARTMENT.

This would allow the return of substandard pet facilities in KANSAS and destroy the image that KANSAS "NOW" has because of the Kansas inspections.

Instead of going "BACKWARDS", we must go forward and improve those that may not be up to standard..

"DO NOT PASS SENATE BILL # 378"!!!

Thank You,
Anita Baker

Anita J. Baker
925-400 ST.
Dola, Kansas 66749
620-365-5589

USDA LIC # 48A1076

KS LIC # 222A

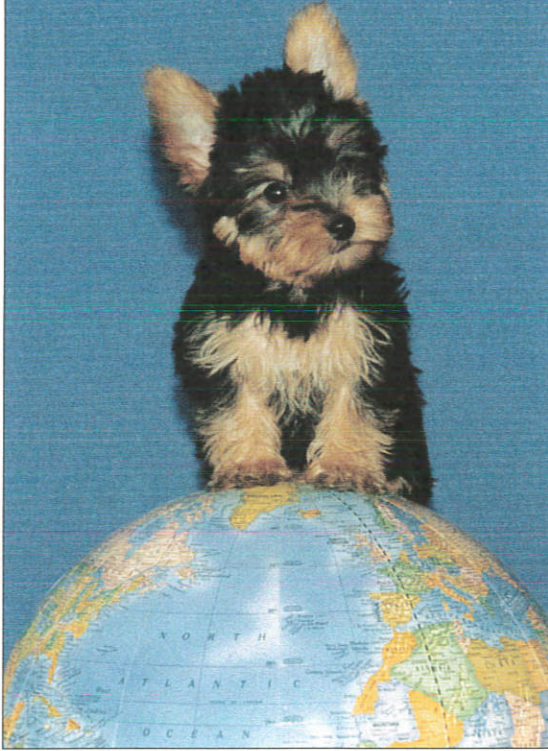
Senate Agriculture
February 23, 2004
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KANSAS

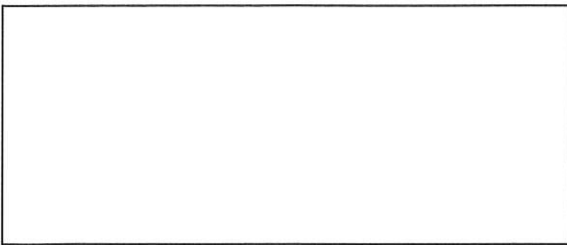
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PROFESSIONALS

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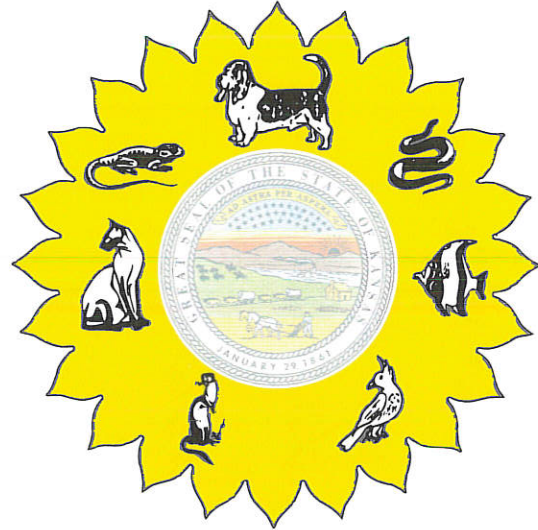


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17-2

From: donna winder
To: Sen. Christine Downey
Cc: Sen. Tim Huelskamp; Sen. Stephen R. Morris; Sen. Robert Tyson; Sen. Mark Taddiken; Sen. Janis K. Lee; Sen. Dwayne Umbarger; Sen. Derek Schmidt; Sen. David R. Corbin
Date: 2/16/2004 8:00:09 PM
Subject: Senate Bill #378

Dear Senators:

Please vote NO on Senate Bill #378.

Passing this Bill would leave the impression that Kansas pet-breeding facilities are no longer complying with State Laws or that the State no longer wants to cover us and could hurt the reputation that we have worked so hard this past 20+ years to rebuild.

We realize that our breeding facilities and quality of pets are in compliance with inspection specifications and in many cases go above and beyond the necessary regulations.

Many pet resale facilities have come to know this.....and for this reason we would like to keep that as a known fact and by retaining our Kansas State Inspections, we would also retain our reputation as clean, responsible and respectable breeders.

Finally, by keeping the Kansas State Inspections, you will ensure that our quality as Kansas pet producers continues with the reputation for quality that it deserves.

Please vote NO on Senate Bill #378 and help us maintain our reputation as quality pet facilities.
Thank you very much.

Sincerely,
Donna M. Winder

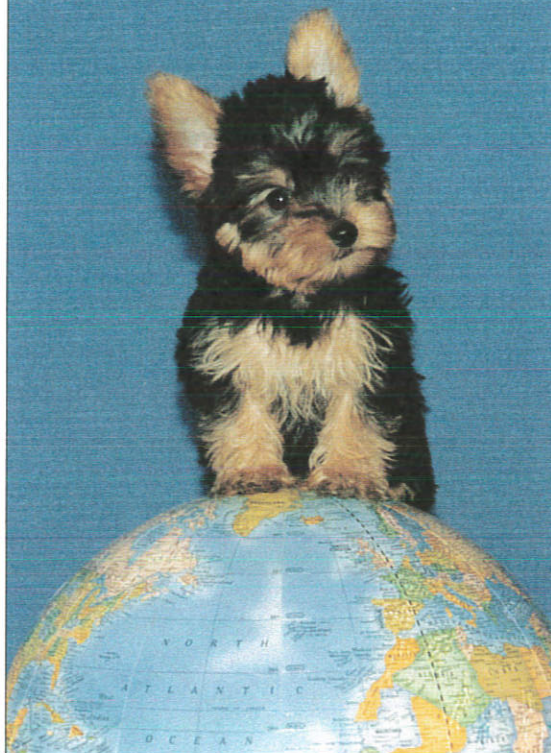
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February 23, 2004
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KANSAS

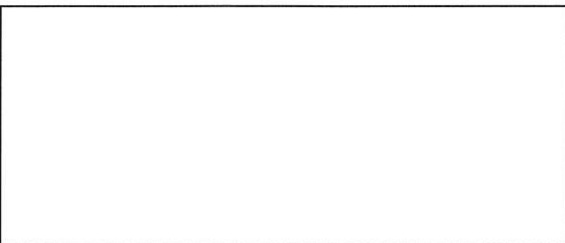
PET

PROFESSIONALS

ON TOP OF THE WORLD

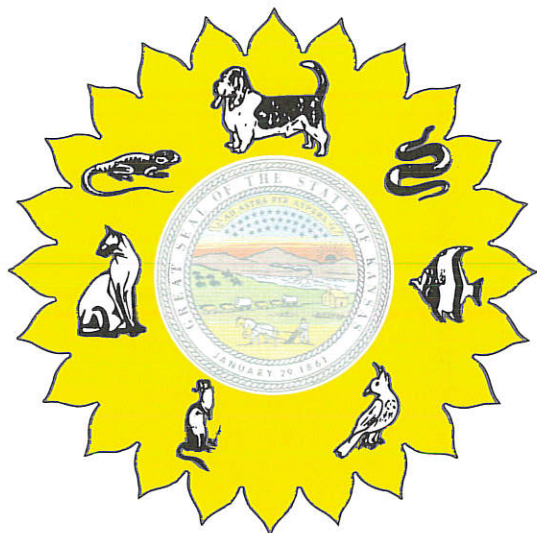


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KANSAS PETS

KANSAS PET PROFESSIONALS



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18-2

LAMBRIAR®



INCORPORATED

100 Pine Street
Mahaska, KS 66955
Phone 1-888-289-7871
Fax 1-785-245-3238

Written testimony of Loren Pachta, General Manager, Lambriar® Inc., Mahaska, Kansas to the Senate Committee on Agriculture. Monday February 23, 2004 8:30 a.m.

Re: House Bill 378, Kansas Animal Facilities Inspection Program

I am writing on behalf of Lambriar® Inc., the nation's leading supplier of pets to pet stores throughout the United States.

Lambriar® is licensed as a distributor by USDA and the State of Kansas to purchase puppies from licensed professional breeders and hobby breeders and sell them to pet stores. Our company strongly supports federal and state licensing and regulation of professional kennels, including the Kansas Animal Facilities Inspection Program, a program that is vital to the continued prosperity of the professional pet industry in Kansas.

Lambriar® Inc. strongly opposes House Bill 378, which would exempt professional pet breeders licensed by the United States Department of Agriculture from licensure and inspection under the Kansas Animal Facilities Inspection Program

Lambriar takes very seriously our obligation to provide superior animal care, and healthy, quality puppies to our retailer customers. Puppies bred in Kansas are destined to become pets in families throughout the nation. It is extremely important to the public image of the State of Kansas, and for the credibility of the Kansas pet industry to continue to licensing and effectively regulating professional breeders in our state. Kansas' system of dual federal and state licensing and regulation is the best way to assure that Kansas puppies are the nation's best.

In conclusion, I urge you to reject House Bill 378. This is extremely important to Lambriar® and other members of the professional pet industry, and would be greatly appreciated.

Thank you for your consideration, and please call me at (888) 289-7871 if I can answer any questions about Lambriar®, Inc. or House Bill 378.

Sincerely,

Loren Pachta
General Manager

*"Our commitment to you: The highest in quality, excellent follow up service,
and true dedication to improvements in the pet industry."*

Lambriar is proud to serve
the following organizations:



USDA #48B0043
KANSAS #020A

Senate Agriculture
February 23, 2004
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February 20, 2004

Honorable Senator:

Re: Senate Bill 257

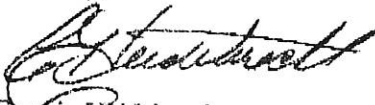
As a professional dog breeder for over twenty-seven years, I have seen many changes in the dog profession - some bad and some good.

How many professions can brag that they are inspected by the federal government and state government and even the American Kennel Club. Three different inspectors, each with their own interpretation of their set of rules and regulations, inspect my kennel!!

There are other states that have state licensed kennels and have never been inspected. The dog breeders send in their license fees and have never been inspected! There are restaurants that serve food to people; foster homes caring for our future generations of leaders; pet shops; sale barns that mistreat animals; airline holding facilities; pharmacies; vet clinics; dentist offices; doctors offices; nursing homes, etc., places that are responsible for the lives of people and animals - that don't get inspected at all or if they are inspected, not as often as my kennel is!

If the state inspectors would not have to "re-inspect" the USDA licensed kennels, maybe they would have more time to spend on inspecting pet shops, people who are breeding and selling out the door and brokers who are buying from unlicensed breeders and also selling puppies under eight weeks of age!!! These people are hurting our profession and being allowed to brag about not having to be inspected!

Sincerely,



Connie Heidebrecht

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February 23, 2004
Attachment 20

Committee Members:

RE: Senate Bill #378

I own a state and federal licensed kennel. I am very proud of our industry. We have made great strides in our industry since the Kansas Pet Inspection program began. No one wants to be inspected but it seems to help keep us all in compliance with the law. I feel it would do great harm to our industry to do away with the state inspection program. I was one of the kennels that Governor Finney came to visit when the state was about to receive a truckload of Bones from California. She looked at my kennel and inspection reports. We have made great strides in our state since that time.

Our industry brings millions of dollars to our state. It is also important to our farmers with all the grains used in our pet foods.

USDA does not have enough inspectors to cover everyone, as they have hired more inspectors most of those might be for Bio Terrorism. If USDA could have done it all alone, we wouldn't have gotten in trouble in the early 1990's with the bad kennels.

I urge you to keep our State inspection program as it is.

Respectfully



Dorothy Brecheisen

Senate Agriculture
February 23, 2004
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February 23, 2004



TO: Committee on Agriculture

RE: Senate Bill No. 378

The Helping Hands Humane Society Board of Directors, as well as the staff, and I oppose Senate Bill No. 378. We feel that it is imperative that all breeding facilities in the State of Kansas be inspected by the Kansas Animal Health Department. By inspecting facilities, they are able to help breeders with substandard conditions improve their facilities, and when this is not done, they have the right to close the facility and seize the animals. Most of the animals that have been seized by the Animal Health Department have come from kennels that are U.S.D.A. licensed.

Helping Hands Humane Society, as well as many humane societies across the state, knows first hand of the condition of animals raised in abominable conditions. Over the years countless animals have been rescued and seized by the Kansas Animal Health Department and brought to humane societies in the state. Most of the animals that are seized have numerous health problems that have not been addressed, are filthy and matted and totally unsocialized. The task then falls on the humane societies to give these animals proper veterinary care, grooming and socialization so they can be adopted into new homes.

We should not go backwards by abolishing state inspections of breeding kennels. The animals in breeding facilities cannot speak for themselves, so they depend on the Animal Health Department's inspectors to protect their welfare and well-being. It is crucial that the Animal Health Department be allowed to continue inspecting breeding facilities to insure that all animals in Kansas are kept in clean, healthy conditions, receive adequate food and water and veterinary care. Substandard breeding kennels not only reflect poorly on the entire state of Kansas, but also the responsible breeders. We implore you to not pass Senate Bill No. 378.

Carol B. Stubbs
Executive Director

Senate Agriculture
February 23, 2004
Attachment 22

STATE OF KANSAS
Kansas Animal Health Department
708 SW Jackson
Topeka, Kansas 66603-3714
George Teagarden, Livestock Commissioner
Phone: (785) 296-2326 Fax: (785) 2961765

February 23, 2004

Senator Schmidt and Members of the Committee:

My name is Debra Duncan and for the past nine years I have been the Director of the animal facilities inspection program for the Kansas Animal Health Department. As such, I am responsible for administering the provisions of the Kansas Pet Animal Act. Our agency is opposed to Senate bill 378. Before I go into the details of why, I would like to give you a brief history of the Act and what it does.

- In 1987 the state of Illinois was considering an embargo on Kansas bred puppies.
- At the same time, ill puppies were being quarantined in Connecticut.
- The USDA was regulating commercial breeders in Kansas.
- Rep. Ginger Barr proposed a state kennel inspection law in 1987. It was enacted in 1988.
- The program was initially poorly staffed and poorly funded.
- In 1990 the Legislature passed the Kansas Farm Animals & Research Facility Protection Act, which made it, among other things, unlawful to enter any animal facility to take pictures.
- Nationally this was construed as protecting "puppy mills".
- Connie Chung on "Face to Face" toured Kansas and said that the Farm Animal and Research Act took away the state's ability to investigate puppy mills
- Also in 1990 the state of California was considering legislation to ban the importation of Kansas puppies. Several thousand-dog bones were "shipped" to then Attorney General Bob Stephan and delivered to the statehouse grounds.
- At the same time, the Humane Society of the United States held a rally at the statehouse grounds and called for a boycott of puppies raised in seven Midwestern states, including Kansas.
- A 1990 post audit report said the program had not been managed, funded or staffed well.
- Because of this audit, additional FTE positions and funding were granted to fully staff the inspection program, and the law was strengthened in 1991, and again in 1996.
- In 2002 a performance audit was conducted to determine to what extent conditions in commercial dog and cat breeding operations in Kansas had improved since 1990. Legislative Post Audit found the department had made significant improvements in the animal facility inspection program's effectiveness in regulating licensees.

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Currently, the Kansas Pet Animal Act (KPAA) requires licensing and inspection of pounds and shelters, pet shops, boarding and training kennels, research facilities, animal distributors and any dog or cat breeder that produces, offers or maintains for sale three or more litters during the state fiscal year. The Act was, in part, modeled after the inspection program in Illinois. The Kansas program, in turn, was the model used in developing the "Uniform Dog and Cat Welfare Act" which was approved by the United States Animal Health Association in 1996.

In the past few years, Kansas has been contacted by numerous states interested in replicating our program. We even received a visit from the Florida Department of Agriculture because, according to them, Kansas has one of the best programs in the country. Although the USDA inspects commercial dog and cat breeders throughout the United States, many states, including Illinois, Iowa, Missouri, Kansas, Nebraska and Colorado also have state run inspection programs.

In Kansas, we currently have four field inspectors and one program consultant who acts as a field supervisor/investigator. A fifth inspection position, for western Kansas, is being held open due to budget constraints. The USDA has three to four full time Kansas inspectors plus two that cross over from Nebraska to cover some counties in Kansas. Over the years, we have developed a working relationship with the USDA, often sharing inspection reports and discussing problem facilities. We also join their inspectors in annual training programs.

I believe it is imperative that dual inspections continue. Not only does it ensure standards are continuously met, it also serves as a check and balance. We recently had a case with a breeder in Southeast Kansas. She had surrendered her state license and closed her kennel in December 2002 under a settlement agreement. We did not know, until we received a copy of an USDA inspection report, that she had continued breeding and selling under her USDA license. The USDA inspected her on 12/31/03. She had two minor infractions. Apparently believing that she would not be inspected anytime soon, she quit cleaning. A month later we inspected her. Conditions were very poor and puppies were wallowing in feces creating a health, safety and welfare issue. We again entered into a consent agreement – this time she surrendered the dogs and puppies to us.

There are approximately 465 USDA licensed breeders, distributors, pet shops and research facilities in Kansas. Of those, 59 have failed at least one state inspection during the current license year. I believe that it is necessary for both the state and the USDA to inspect these facilities. In 1987 Ginger Barr, quoting a veterinarian from Illinois, put it succinctly: "If the state cannot investigate USDA kennels than the state's reputation is in the hands of the federal government, not the states." The state of Kansas has a vested interest in the regulation of these facilities. I urge you to defeat Senate Bill 378.

Thank you for your consideration. I will be glad to answer any questions.

Respectfully submitted
Debra Duncan

Feb. 2004

Kansas Pet Animal Act.

Historic Overview:

In 1977 the Humane Society of the United States (HSUS) raided two puppy mills – one in Roseboom, New York, the other in Columbus, Kansas. The Kansas kennel had been recently featured in an ABC-TV newscast reported by Roger Caras. As a result of the newscast, the operator voluntarily turned in her license but kept her dogs. According to the HSUS, USDA had inspected and approved the kennel 6 months before the raid. “Most of the seized animals had advanced cases of mange. Many animals had open festering sores. They lived in dark, airless, filthy shacks and rusty cages filled with excrement.” *HSUS Raids Save Suffering Dogs, The Humane Society of the United States.* Close-Up Report, February 10, 1977.

In 1985 a nationally syndicated columnist reported on breeders’ inhumane conditions. HSUS documentary was filmed in Kansas. In the documentary, a farm wife nonchalantly stated that she hadn’t “checked out” her dogs or cleaned the facility for a week. Another was quoted as saying “it don’t pay to take that sick pup to a vet – cheaper to let them die and take the loss.”

Ginger Barr, a Topeka legislator, introduced legislation in 1986 to regulate and inspect dog and cat breeders within the state. House bill 2956 was passed overwhelmingly by the legislature but was vetoed by Governor John Carlin.

In 1987 Ginger Barr again introduced a kennel inspection bill. She noted that Kansas had one of the worst reputations within the industry. Iowa was second. Federally licensed kennels opposed the bill and it did not pass.

During this time the state veterinarian from Illinois contacted the Kansas Animal Health Department to notify Kansas that Illinois might have to embargo Kansas dogs from coming into their state.

Meanwhile, ill puppies were being quarantined in Connecticut, spawning interest in that state. In September, 1987, a reporter and cameraperson from a TV station in Hartford, Connecticut toured the state with Representative Barr. USDA licensed

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breeders showed them around. They saw refrigerators used as doghouses, dogs without water, dogs that were heavily matted, and dogs that, according to the breeder, were never touched by humans.

H.B. 2219 established the regulation of the animal breeding and selling industry in Kansas. A February 2, 1988 press release by state Representative Ginger Barr & Senator Jeanne Hoferer stated: "Part of the problem in Kansas is that the USDA has not been able to do a sufficient job and thus gives Kansas a bad reputation" said Barr.

"There are problems in USDA from lack of manpower, money and interest. Therefore, if anyone is going to clean up this mess, it should be Kansas, Barr said. "Dr. David Bromwell, D.V. M. director of Illinois Animal Welfare, has repeatedly told me that is important to treat all kennels equally. If the state cannot investigate USDA kennels that the state's reputation is in the hands of the federal government and not the state."

"It is not my intent to stop the commercial breeding industry in Kansas. But I firmly believe that we should be the best." Barr said. "If we are going to export wheat, beef, airplanes or dogs we should have the best reputation. I see no reason to invest more money into economic development until we clean up our existing industry of commercial dog and cat breeders."

Legislation enacted in 1973 (Article 17--Animal Dealers--K.S.A. 47-1701 through 47-1718) provided for licensing and inspection of all pet shops, and required the pounds and animal shelters of first class cities to be registered and inspected by the Animal Health Department. These entities were ultimately included in H.B. 2219 This bill, also known as the "puppy mill bill" was finally signed into law in 1988. This bill expanded the earlier regulatory authority to include the task of inspecting and licensing the facilities of animal dealers (breeders and brokers of dogs and cats), pet shop operators (retailers of animals), pounds and shelters of first class cities, and private research facilities. The legislation also created a registration category for persons raising and selling three, four or five litters of dogs or cats annually, known as hobby kennel operators. This category was inspected only upon complaint giving reasonable grounds to believe a violation has been committed.

1990 S.B. 776 established the Kansas Farm Animals and Research Facility Protection Act, which made it illegal to control or damage a research animal facility without the owner's consent; made it illegal to enter or remain concealed in a facility with the intent

to damage the enterprise or prohibits individuals entering a facility with the intent to take pictures.

This bill was widely construed by the national press, the Humane Society of the United States and, at least one vocal California legislator, to prevent humane societies and the media from uncovering and documenting "puppy mills" in the State of Kansas. Connie Chung, on a national broadcast of Face to Face, also noted that the bill took away the power to investigate and document cruelty to animals. This was refuted by then Attorney General Robert Stephen. Attorney General Stephen wrote to Ms. Chung to express his opinion that the act applies only to animals used in food, fur, or fiber productions, agriculture, testing, or education at an animal facility. The controversy culminated in the summer of 1990 when a group of Californians advocating a boycott of Kansas dogs shipped 15,000 pounds of dog bones to Attorney General Bob Stephen and held a rally on the grounds of the Kansas Statehouse. At the same time, the California Legislature was debating bills to restrict the sale of Kansas dogs in their state. After the release of the Attorney General's opinion on S.B. 776, and the passage of some token legislation in California, the controversy died down.

In December 1990 the Humane Society of the United States announced a boycott of pet stores selling puppies bred in seven states, including Kansas. In addition, an August 1990 Post Audit Report determined the Companion Animal Program had not been administered, managed, funded, or staffed to the extent needed to efficiently and effectively carry out its responsibilities to regulate the Companion Animal Industry. Fees were not sufficient to support the Program in fiscal years 1989 and 1990, and were not sufficient to operate the program in fiscal year 1991, even at reduced staffing levels.

To address some of these issues 1991 legislation:

- Added injunctive authority – K.S.A. 47-1727.
- established an advisory board – K.S.A. 47-1725.
- added a presumption that 20 dogs or cats indicates the owner or harbinger is a breeder, euthanasia standards - K.S.A. 47-1701(x).
- statutory consent for inspections – K.S.A. 47-1709.
- added a prohibition against distributors knowingly dealing with unlicensed facilities – K.S.A. 47-1724.

- required inspection of all pounds and shelters, despite the city size or classification (formerly only class 1 cities were required to license) – K.S.A. 47-1701(g).
- amended the fee structure to double license fees to \$300 without a USDA license and \$150 with a current USDA license and tripled registration fees to \$75 – K.S.A. 47-1721.
- Required registration of all boarding kennels in Kansas with the exception of those operated by a licensed veterinarian – K.S.A. 47-1723.

Numerous other changes were made in 1996. The 1996 Legislature:

- Renamed the Kansas Animal Dealer Act to the Kansas Pet Animal Act – K.S.A. 47-1726.
- Changed some terminology, and more clearly defined license categories.
- Modified the “no-kill shelter” provision added in 1995 to require any individual housing 20 or more dogs and/or cats to license as a pound and shelter – K.S.A. 47-1701(g).
- Added a new category for out-of-state distributors – K.S.A. 47-1734.
- Broadened the law to allow routine inspection of all licensees – K.S.A. 47-1709. (Previously, boarding and training and hobby breeders could only be inspected upon complaint).

The Kansas Pet Animal Act is found at K.S.A. 47-1701 et. seq.

I. Breeder categories: Hobby breeder, animal breeder and retail breeder licenses are required for people who produce for sale, sell, offer or maintain for sale dogs, puppies, cats or kittens during the state license year. (July 1 through June 30).

(1) A hobby breeder license is required when:

- (a) All or part of 3, 4, or 5 litters, and 29 or fewer dogs, cats (or both) are produced for sale, sold, offered or maintained for sale. Sale of even one puppy or kitten counts as a litter.

(2) An animal breeder license is required when:

(a) All or part of 6 or more litters of dogs or cats (or both) are sold, or offered or maintained for sale, primarily **at wholesale** (to pet stores and distributors) or

(b) when 30 or more dogs or cats (or both) or sold, or offered or maintained for sale, primarily (more than 50%) at wholesale. This means, for example, if an individual sells three litters of Golden Retrievers, to a broker, (for a total of 28 pups) and then sells two adult dogs, an animal breeder license is required.

(3) Retail breeder license requirements are exactly the same as animal breeder requirements

(a) All or part of 6 or more litters of dogs or cats (or both) are sold, or offered or maintained for sale, primarily **at retail** or

(b) when 30 or more dogs or cats (or both) or sold, or offered or maintained for sale, primarily (more than 50%) at retail. This includes individuals who sell dogs or cats through word of mouth, classified ads, at breed shows, the Internet, swap meets, auctions etc.

(4) An animal distributor license is required for individuals engaged in the business of buying and selling dogs and cats for resale. For example, a distributor license is required to buy an animal from a breeder and resell it to a petshop.

II. Pet Shops: Every pet shop in the state of Kansas must have a license with the Kansas Animal Health Department. Pet shops are defined as:

(a) Any premise selling animals which were not raised on the premise. This does **not** include:

1. animal breeders, retail breeders, hobby breeders or distributors;
2. pounds and shelters;
3. any premise selling only the offspring of breeding stock (other than dogs or cats) that are produced and raised on the premise by a person who resides on the premise; or
4. Premises selling only fish.

III. Pounds and Shelters: Each premise acting as a pound and/or animal shelter must obtain a pound and shelter license. Pounds and shelters are defined as:

(a) a facility used to house, contain, impound or harbor any seized stray, homeless, relinquished or abandoned animal, or

(b) a person who acts as an animal rescuer or who collects and cares for unwanted animals or offers them for adoption, or

(c) a facility of an **individual** or organization maintaining 20 or more dogs or cats, or both, for the purpose of collecting, accumulating, amassing or maintaining the animals or offering the animals for adoption.

Licensed veterinarians are exempt from pound and shelter licensing requirements if the pound and shelter is operated from a veterinary clinic. Even though licensing is not required, veterinarians operating a pound or animal shelter from their clinic must comply with the statutory three day holding period, the requirement that the pound operator attempt to notify the owner of the animal if the owner is known or reasonably ascertainable (K.S.A. 47-1710), euthanasia requirements (K.S.A. 47-1718) and spaying and neutering requirements (K.S.A. 47-1731).

IV. Boarding or training kennels: Each premise operating as a kennel must obtain a license to do so. Kennel operator is defined as:

(a). Any person who operates an establishment where four or more dogs or cats, or both, are maintained in any one week for boarding, training or similar purposes for a fee or compensation.

Licensed veterinarians are exempt from kennel operator (boarding) licensing requirements.

V. Research facilities: All research facilities are also required to obtain a license. Research facility is defined as:

(a) Any place, laboratory or institution, where any scientific test, experiment or investigation involving the use of any living animal is carried out, conducted or attempted. Research facilities do not include:

- (1). Elementary schools, secondary schools or universities.

No license is required to:

- (a) Produce and sell only 1 or 2 litters of puppies or kittens a year (between July 1 and June 30).
- (b) Raise and sell only racing greyhounds registered with the National Greyhound Association of Abilene, Kansas.
- (c) Sell only the offspring of breeding stock (other than dogs or cats) that are produced and sold from the premises where you live. This includes, but is not limited to, the offspring of birds, reptiles and exotic mammals.
- (d) Sell only fish. Note: If a pet store sells fish and other animals, the fish will be inspected and regulated along with everything else in the store.

Note: zoning. Individuals wishing to start an animal facility should check local zoning ordinances before doing so. Even if you are granted a state license, local zoning ordinances will control.