

MINUTES OF THE SENATE NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman Carolyn McGinn at 8:30 A.M. on February 18, 2005 in Room 423-S of the Capitol.

All members were present.

Committee staff present:

Raney Gilliland, Kansas Legislative Research Department
Emalene Correll, Kansas Legislative Research Department
Lisa Montgomery, Revisor of Statutes Office
Gina Poertner, Committee Secretary

Conferees appearing before the committee:

Don Cook, Rocky Mountain Elk Foundation
Chris Tymeson, Chief Legal Counsel, Kansas Department of Wildlife and Parks

Written testimony submitted:

Dennis Long, Regional Director, Rocky Mountain Elk Foundation

Others attending:

See attached list.

The meeting was called to order by Chairman Carolyn McGinn at 8:30 a.m. She then recognized Mary Jane Stankiewicz of the Kansas Agricultural Remediation Board (Attachment 1). She gave a brief overview of the financial statement and annual report.

Senator McGinn asked about pollution clean-ups along the rail lines and who actually owns that property. Ms. Stankiewicz stated that the railroad owns it and if it is an abandoned line, the railroad is still responsible. Approximately 90% of the elevators do not own the property but they are doing the clean-up. She further asked why the railroad isn't cleaning it up if they are indeed responsible, to which Ms. Stankiewicz replied that the contracts put the responsibility on the entity operating it.

Seeing no further questions, the Chair then opened the hearing on **SB 194**. Raney Gilliland gave a briefing of the bill.

Senator Lee asked for clarification as to how the drawing of the permits works. Mr. Gilliland stated that the permit goes to the highest bidder.

Chairman McGinn introduced Don Cook of the Rocky Mountain Elk Foundation (RMEF) who presented testimony on behalf of Dennis Long, Regional Director of the RMEF (Attachment 2). Mr. Cook discussed the wildlife programs that will be benefitted by the passage of this bill and discussed the mechanism for raising funds and the importance of these permits.

Senator Ostmeyer asked if this affects bowhunters to which Mr. Cook replied that it does not.

Senator Taddiken asked about leveraging this money by partnering with other people. Mr. Cook stated that they do want to partner with others because it does help the wildlife organizations.

Senator Pyle asked how many permits are offered. Chris Tymeson stated that 7 are given annually. He also asked who is competing for these to which Mr. Tymeson stated that the permits are based upon resource.

Senator Huelskamp asked how many antelope and elk permits are given. Mr. Tymeson stated that 120 antelope permits are given and 10 elk permits are given.

With that, Senator McGinn asked Mr. Tymeson to present his testimony (Attachment 3). He testified in support of the bill stating that non-profit and non-governmental agencies need this funding to continue their work.

Senator Lee asked about the money going back to the state as stated on page 2, line 7 of the bill.

CONTINUATION SHEET

MINUTES OF THE Senate Natural Resources Committee at 8:30 A.M. on February 18, 2005 in Room 423-S of the Capitol.

She asked if some states the money coming back is higher. Mr. Cook stated that his organization would like to see this go up to 85%. She also asked if this allows the Commission to choose who the permit goes to. Chris Tymeson stated that the permits are randomly selected rather than chosen and that they are only eligible once every three years. She also asked if there are that many organizations who apply. Mr. Tymeson stated that there are a number of organizations who apply for the permits. She then stated that she would like to offer amendments if the bill is worked.

Senator Huelskamp asked about the limitation stated in lines 14-16 on page 2 of the bill. Mr. Tymeson said that the organization is awarded a voucher but not the actual permit. The permit is awarded to the person who bids the highest. He went on to ask how much money an elk permit would bring in. Mr. Tymeson related that the possibility is upwards of \$15,000. Senator Huelskamp further asked why we would limit transferability to which Mr. Tymeson stated that they are not limiting transferability and then he explained the auction process. Mr. Cook further addressed the transferability issue. Senator Huelskamp asked what the odds are of drawing an elk permit. Mr. Tymeson stated that they received 3,000 applications this past year for 10 permits.

Senator Pyle asked what a whitetail deer permit would auction off for. According to Mr. Tymeson, these permits would bring \$15,000-20,000 at auction.

Senator Taddiken asked about outfitters purchasing these permits, whether Kansas has any non-profit outfitters. Mr. Tymeson said that outfitters could not apply for the permit but can purchase the permits at auction.

Senator Francisco asked about the method of distribution for the seven permits, to which Mr. Tymeson related that since it is set up as a random draw, there would be some flexibility within the rules and regulations. The permits are designated as to whether they are for elk, antelope, or deer ahead of time.

Seeing no further questions, Senator McGinn announced the hearing for **SB 228** on Tuesday, February 22, 2005.

Senator Lee stated that she wants to offer an amendment to **SB 194** to change the name of the permits from "Commissioner Permit" to another appropriate name. She also wants to let farmers and hunter enter the drawing but be able to keep part of the funds. Senator Taddiken asked if part of that would be raising the 50% to 85% for other groups. Senator Lee stated this is correct.

Senator Teichman asked what the permits are called in other states. Mr. Tymeson stated that there are various names such as Non-profit Auction Tags or Governor's Tags.

The meeting was adjourned at 9:30 a.m.

SENATE NATURAL RESOURCES COMMITTEE

Guest Roster

2/18/05

Name	Representing
Chris Tymeson	KDWP
Steve Swaffar	Ks Farm Bureau
Mary Jane Stankevicy	KARB
ERIC WISNER	KDA
Leticia Kaufman	Ks Coop Council
Dan Cook	Rocky Mountain Elk Foundation

KANSAS AGRICULTURAL REMEDIATION BOARD

ANNUAL REPORT FOR 2004

SENATE NATURAL RESOURCES COMMITTEE

MARY JANE STANKIEWICZ

JANUARY 31, 2005

*Senate Natural Resources
2/18/05
Attachment 1*

The Genesis

The 2000 Legislature passed SB 501, which was entitled the Agricultural and Specialty Chemical Remediation Act. This bill created the following programs and board:

1. Remediation Linked Deposit Loan Program - This program is to be administered by the state treasurer for the purpose of providing lower interest loans to eligible persons to pay the costs of corrective action approved or ordered by the Kansas Department of Health and Environment.
 - The costs must also be approved by the Kansas Agricultural Remediation Board (KARB).
 - The total amount of linked deposit loans for any one site cannot exceed \$300,000.
 - The total amount of money in the linked deposit program shall not exceed \$5 million.
 - This provision will sunset in 10 years.

2. Remediation Reimbursement Program - This program is administered by the Kansas Agricultural Remediation Board (KARB). This program provides reimbursement to eligible persons for the costs of corrective actions approved by KDHE or taken in accordance with an order from KDHE.
 - If an eligible person is assessed a fee then that person can receive 90% of the total costs greater than \$1,000 and less than \$100,000 **plus** 80% of the total eligible corrective action costs greater than \$100,000 and less than \$200,000.
 - If a person does not pay an assessment or a pesticide dealer that sells less than \$2500 of pesticides annually, then the person is eligible to receive 100% of their costs greater than \$1,000 and less than or equal to \$10,000.
 - This provision sunsets in 10 years.

3. Kansas Agricultural Remediation Board (KARB) – 5 members are appointed by the Governor and confirmed by the Senate and two ex officio members representing KDHE and KDA. These Board members will serve 4 year terms. The Board has the following authority and responsibility:
 - Promulgate rules and regulations;
 - Contract or hire an administrator;
 - Provide an annual audit of the fund;
 - Provide an annual report to the Governor, the Senate Energy and Natural Resources Committee and the House Environment Committee on or before February 1, of each year;
 - The Board and the Fund shall be subject to an annual audit by the legislative post audit committee.

Kansas Agricultural Remediation Board (KARB)

Larry Shivers, Chair since September 2003; Vice Chair from 2000-2003
Representing specialty chemical distributors
Term expires: 2008

Tim Peterson, Vice Chair
Representing Agricultural Producers
Term expires: 2007

Kamyar Manesch
Representing grain processors
Term expires: 2007

Laura Pearl
Representing agricultural retailers
Term expires: 2006

Roger Long
Representing agriculture and specialty chemical registrants
Term expires: 2006

Rick Bean, ex-officio member
Representing the Kansas Department of Health and Environment

Gary Meyer, ex-officio member
Representing the Kansas Department of Agriculture

KARB Receipts

Who Pays	FY 2002	FY 2003	FY 2004
Pesticide Product	387,750.00	382,970.00	382,830.00
Grain Storage	406,493.48	399,260.00	400,321.38
Pesticide Business Dealer License	99,560.00	87,705.00	101,750.00
Fertilizer Products	66,960.00	75,100.00	57,112.00
Custom Fertilizer Blenders	42,400.00	44,300.00	43,600.00
Total	1,046,425.42	989,335.00	1,005,894.92

Reimbursements

During 2004, the Board met four times with the purpose to consider reimbursement of applications. A total of 69 applications were deemed eligible and reimbursement was approved for those applications totaling \$1,606,065.92. The average reimbursement amount was \$23,276.32 per application. Over the past three years the Board has approved applicants for expenses associated with addressing environmental contamination that totaled \$3,583,659.49.

KARB Reimbursements

FY 02	FY 03	FY 04	Total
813,445.35	960,455.63	1,809,757.51	3,583,658.49

The substantial increase in the reimbursements that occurred in FY 04 is probably due to the following reasons: 1) increased awareness of the program due to letters send by the Kansas Agricultural Remediation Board to all applicable participants in the voluntary and state cleanup programs; 2) KDHE staff informing applicable participants in the voluntary and state cleanup programs of the remediation reimbursement program and 3) the statutory deadline that required all costs that were incurred between July 1, 1997 until January of 2002 to be submitted to the Board by January 2004 or the costs would not be eligible for consideration. After January 4, 2004 all costs must be submitted within two years of incurring the costs to be eligible for reimbursement. This caused a number of applications on existing and older sites to be submitted during FY 04.

The following chart lists the type of applicant, the county were the site is located, and the amount that was awarded by the Board during calendar year 2004.

2004 KARB REIMBURSEMENT CHART

Business	Contamination	Reimbursement
March 25, 2004		
Elevator/Ag Retailer	Pesticide and Atrazine	\$3,441.55
Ag Retailer	Nitrates and ammonia	\$23,135.70
Elevator/Ag Retailer	Carbon tet and nitrates	\$19,112.76
Ag Retail	Pesticide and nitrates	\$8,710.22
Commercial applicator	Pesticide	\$12,427.87
Commercial applicator	Pesticide	\$32,100.38
Other	Carbon tet	\$10,000.00
Elevator	Carbon tet	\$126,802.24
Elevator	Carbon tet	\$80,723.95
Elevator	Carbon tet	\$119,276.05
June 25, 2004		
Elevator/Ag Retailers	Carbon Tet	\$6,739.28
Elevator/Ag Retailers	Nitrate	\$16,613.33
Ag Retailer	Nitrate	\$42,603.10
Elevator/Ag Retailer	Carbon Tet	\$6,295.78
Elevator/Ag Retailer	Carbon Tet	\$100,000.00
Elevator/Ag Retailer	Carbon Tet	\$100,000.00
Elevator/Ag Retailer	Nitrate	\$2,538.00
Elevator/Ag Retailer	Nitrate	\$33,070.21
Elevator/Ag Retailer	Nitrate	\$2,571.75
Elevator/Ag Retailer	Nitrate	\$2,209.55

Elevator/Ag Retailer	Nitrate	\$12,139.98
Elevator/Ag Retailer	Nitrate	\$2,463.61
Elevator/Ag Retailer	Nitrate/Carbon Tet	\$13,936.53
Elevator/Ag Retailer	Nitrate/Carbon Tet	\$16,029.39
Elevator/Ag Retailer	Nitrate	\$1,976.02
Elevator/Ag Retailer	Nitrate	\$1,765.31
Elevator/Ag Retailer	Nitrate	\$1,725.62
Elevator/Ag Retailer	Nitrate	\$1,696.60
Grain Elevator	Carbon Tet	\$15,172.52
Grain Elevator	Carbon Tet	\$15,172.52
Grain Elevator	Carbon Tet	\$20,694.10
Grain Elevator	Carbon Tet	\$6,890.17
Grain Elevator	Carbon Tet	\$100,757.23
Grain Elevator	Carbon Tet	\$17,786.24
September 29, 2004		
Grain Elevator	Carbon Tet	\$17,786.24
Grain Elevator	Carbon Tet	\$24,258.99
Grain Elevator	Carbon Tet	\$8,077.11
Grain Elevator	Carbon Tet	\$99,242.77
Elevator/Ag Retailer	Pesticide and nitrates	\$70,161.75
Grain Elevator	Carbon Tet	\$5,845.50
Elevator/Ag Retailer	Nitrates	\$10,018.97
Elevator/Ag Retailer	Pesticide, nitrates, and ammonia	\$4,640.32

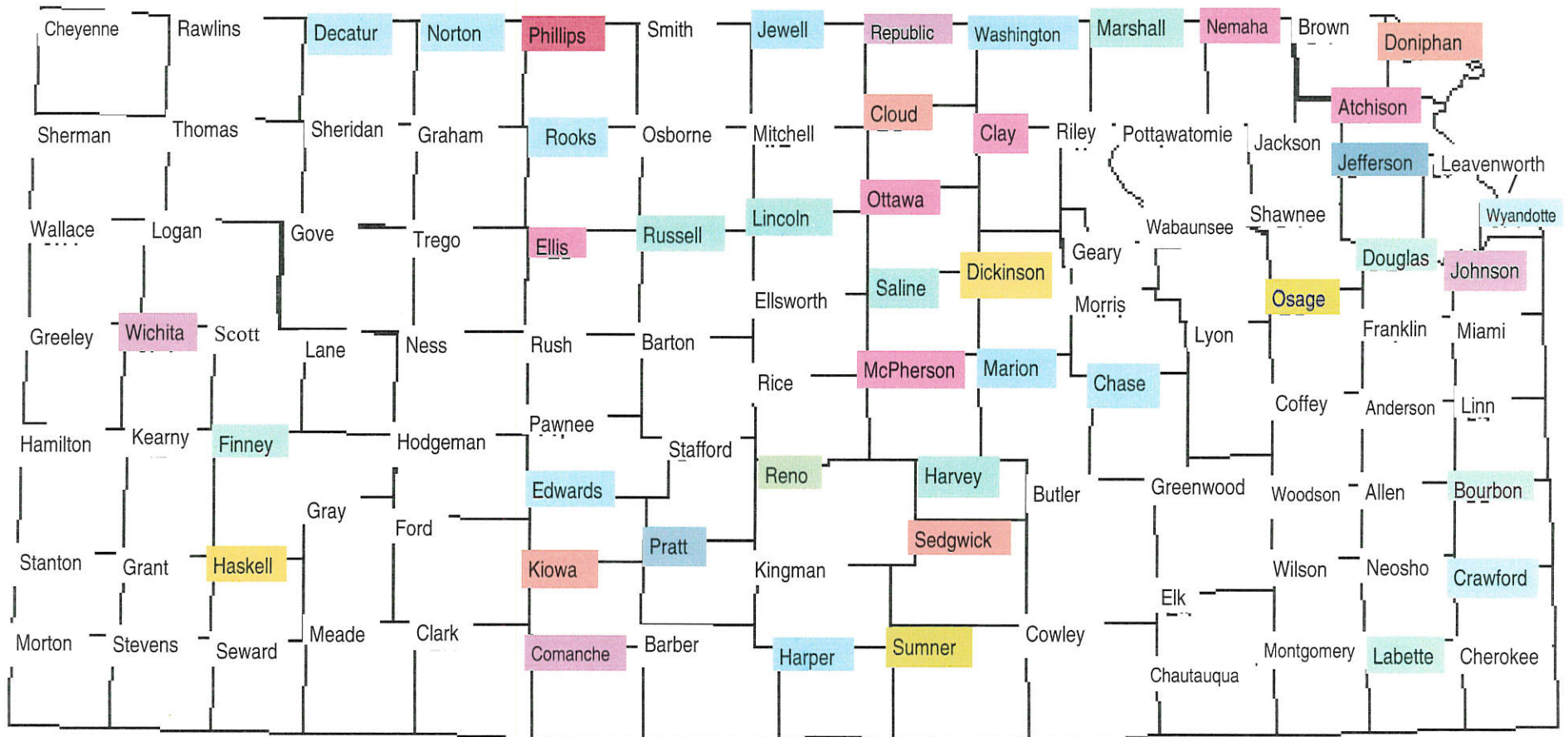
Ag Retailer	Nitrates	\$75,924.37
Elevator/Ag Retailer	Nitrate	\$6,412.70
Elevator/Ag Retailer	Nitrate	\$15,476.46
Grain Elevator	Nitrate	\$12,326.02
Elevator/Ag Retailer	Nitrate/Carbon Tet	\$7,803.00
Elevator/Ag Retailer	Nitrate	\$4,708.13
Commercial Applicator	Pesticide and nitrates	\$1,501.68
Elevator/Ag Retailers	Nitrate	\$1,911.47
Retailer & Elevator	Pesticides and Nitrates	\$11,170.91
December 17, 2004		
Grain Elevator	Carbon tet	\$22,520.55
Ag Retailer	Nitrate	\$1,933.96
Ag Retailer & Elevator	Nitrate and Carbon tet	\$17,764.20
Ag Retailer & Elevator	Carbon tet	\$30,677.87
Grain Elevator	Carbon tet	\$22,520.55
Ag Retailer & Elevator	Carbon tet	\$19,918.22
Ag Retailer & Elevator	Nitrate	\$2,348.45
Ag Retailer	Nitrates & Ammonia	\$8,816.58
Grain Elevator	Carbon tet	\$28,244.67
Grain Elevator	Carbon tet	\$10,227.06
Ag Retailer & Elevator	Nitrate and Carbon tet	\$20,155.86
Ag Retailer & Elevator	Nitrate	\$10,907.83
Ag Retailer & Elevator	Nitrate	\$9,285.25

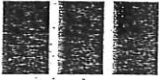
Ag Retailer & Elevator	Nitrate	\$6,494.99
Ag Retailer & Elevator	Nitrate	\$7,968.65
Ag Retailer & Elevator	Nitrate	\$4,403.96
Ag Retailer	Nitrate	\$24,722.26
Elevator	Carbon tet	\$3,311.06
Total (69)		\$1,606,065.92
Average		\$23,276.32
	Contaminant Breakdown	
Nitrate & Pesticides (37)		\$492,323.51
Average		\$13,306.04
Carbon Tet (26)		\$1,018,940.67
Average		\$39,190.03
Combination (6)		\$94,801.74
Average		\$15,800.29
	Type of Applicant	
Grain Elevator (20)		\$757,635.54
Average		\$ 37,881.78
Ag Retailer (7)		\$185,846.19
Average		\$ 26,549.46
Ag Retailer/Elevator (38)		\$606,554.26
Average		\$15,961.95
Other (4)		\$ 56,029.93
Average		\$14,007.48

- = 1 Reimbursement
- = 2 Reimbursements
- = 3 Reimbursements
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- = 19 Reimbursements
- = 20 Reimbursements

Location of Kansas Agricultural Remediation Reimbursements





Berberich Trahan & Co., P.A.

Certified Public Accountants

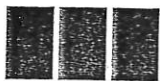
KANSAS AGRICULTURAL REMEDIATION BOARD

FINANCIAL STATEMENT

YEAR ENDED DECEMBER 31, 2004

with

INDEPENDENT AUDITORS' REPORT



Berberich Trahan & Co., P.A.

Certified Public Accountants

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INDEPENDENT AUDITORS' REPORT

To the Board of Directors
Kansas Agricultural Remediation Board
Topeka, Kansas

We have audited the accompanying statement of cash receipts and disbursements of the Kansas Agricultural Remediation Board (KARB) for the year ended December 31, 2004. This financial statement is the responsibility of the KARB's management. Our responsibility is to express an opinion on this financial statement based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statement. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in Note 2 to the financial statement, this financial statement is prepared on the basis of cash receipts and disbursements, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America.

In our opinion, the financial statement referred to above presents fairly, in all material respects, the cash transactions of the Kansas Agricultural Remediation Board for the year ended December 31, 2004, on the basis of accounting described in Note 2.

Berberich Trahan & Co., P.A.

Topeka, Kansas
January 8, 2005



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KANSAS AGRICULTURAL REMEDIATION BOARD
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS

Year Ended December 31, 2004

	Kansas Agricultural Remediation Fund (Index 1090)	Kansas Agricultural Remediation Board Fund (Index 1095)	Total
Cash receipts:			
Pesticide business dealer fees	\$ 92,345	\$ -	\$ 92,345
Pesticide products fees	398,100	-	398,100
Custom fertilizer blender fees	44,300	-	44,300
Grain storage fees	372,144	-	372,144
Fertilizer products fees	65,460	-	65,460
Interest	18,810	-	18,810
Less:			
Refunds, net	(200)	-	(200)
Total cash receipts	<u>990,959</u>	<u>-</u>	<u>990,959</u>
Disbursements:			
Management fee	52,000	53,375	105,375
Reimbursements	1,917,386	-	1,917,386
Other	191	9,057	9,248
Total disbursements	<u>1,969,577</u>	<u>62,432</u>	<u>2,032,009</u>
Deficit of cash receipts under disbursements	(978,618)	(62,432)	(1,041,050)
Unexpended cash, January 1, 2004	<u>2,234,883</u>	<u>64,844</u>	<u>2,299,727</u>
Unexpended cash, December 31, 2004	<u>\$ 1,256,265</u>	<u>\$ 2,412</u>	<u>\$ 1,258,677</u>

See accompanying notes to financial statement.

KANSAS AGRICULTURAL REMEDIATION BOARD

NOTES TO FINANCIAL STATEMENT

December 31, 2004

1 - Organization

The Kansas Agricultural Remediation Board (the Board) was established by Section 9 of Senate Bill No. 501 to administer the Agricultural Remediation Fund, the Agricultural Remediation Board Fund for administrative expenses and the Remediation Reimbursement Program. The law went into effect in July 2000. The Board was appointed and confirmed in the Fall of 2000 and consists of five governor-appointed members each representing a different area of agriculture. In addition, there are two ex-officio members who represent the Kansas Department of Agriculture and the Kansas Department of Health and Environment. The Board has the authority to adopt rules and regulations and establish standards and procedures related to the remediation linked deposit loan program and the remediation reimbursement program for properties where contamination was caused by a release of agricultural or specialty chemicals or both. Revenues represent environmental assessments imposed on users/dealers of certain chemicals.

2 - Summary of Significant Accounting Policies

Basis of Accounting

All revenues and expenditures of the Board are accounted for in the above described funds which are fiduciary funds of the State of Kansas. The Board's policy is to prepare its financial statement on the cash receipts and disbursements basis of accounting; consequently, revenues are recognized when received rather than when earned and expenses are recognized when paid rather than when the obligation is incurred.

3 - Management Agreement

The Board has a management agreement with the Kansas Grain and Feed Association (the Association). This agreement may be renewed each June at the Board's discretion. In July 2004, the agreement was renewed for the period July 1, 2004 to June 30, 2005. The agreement stipulates that the Board will pay the Association an annual management fee (\$ 97,500 for the year ended June 30, 2004 and \$ 108,000 for the year ended June 30, 2005) for management services to the Board consisting of general office administration, services needed for implementation of Senate Bill No. 501, preparation of the annual report, and other staff and office resources. During the year ended December 31, 2004, one payment of \$ 24,375 and three payments of \$ 27,000 each were made totaling \$ 105,375.

to come will also be able to enjoy what we have all worked so hard to preserve. Raising funds through our banquets and fundraisers again can only do this. With the release of the commissioners tags, this will not only help our non-profit organization, but will also help other great Kansas non-profit organizations that support wildlife and habitat.

Thank you very much for your time to listen to this testimony and we would greatly appreciate your support of Senate Bill #194

Dennis Long
RMEF Regional Director
Kansas and Nebraska

Rocky Mountain Elk Foundation Kansas Project Activity

Thru December 2004

Active and Completed Projects: 37 Projects

Pending Projects: 6 Projects

Acres Enhanced: 40,009 Acres

Project #	Year	Project Title	Cat	Acres	Attendees	RMEF \$\$s		
						Expended	Balance	Partner \$\$s
Habitat Enhancement								
KS8932	1989	Kansas Elk Habitat Improvement #1	HE	350		\$4,800	\$0	\$10,430
KS9103	1991	Winter Wildlife Water Project #1	HE	9600		\$1,550	\$0	\$644
KS9251	1992	Fort Riley 1992 Winter Forage Enhancement	HE	550		\$5,000	\$0	\$39,500
KS92152	1992	Kansas Elk Habitat Improvement #2	HE	75		\$1,000	\$0	\$3,000
KS9277	1992	Winter Wildlife Water Project #2	HE	9600		\$500	\$0	\$500
KS93185	1994	Cimarron River Prescribed Burn #1	HE	100		\$1,000	\$0	\$2,300
KS94209	1995	Cimarron National Grassland Water Development	HE	16000		\$2,500	\$0	\$2,500
KS94287	1995	Cimarron River Prescribed Burn #2	HE	200		\$2,000	\$0	\$3,000
KS95206	1996	Fort Riley 1996 Winter Forage Enhancement	HE	564		\$5,000	\$0	\$40,617
KS97349	1998	Cimarron River Prescribed Burn #3	HE	200		\$2,000	\$0	\$7,500
KS96338	1998	Fort Riley 1997 Winter Forage Enhancement	HE	615		\$6,000	\$0	\$44,500
KS97350	1998	Fort Riley 1998 Winter Forage Enhancement	HE	692		\$10,000	\$0	\$45,000
KS98359	1999	Fort Riley 1999 Winter Forage Enhancement	HE	824		\$10,000	\$0	\$41,200
KS98358	2000	Cimarron River Food Plots	HE	25		\$1,200	\$0	\$2,300
KS98357	2001	Cimarron River Prescribed Burn #4	HE	200		\$1,923	\$0	\$3,000
KS020373	2004	Cimarron River Prescribed Burn #5	HE	200		\$3,000	\$0	\$4,000
KS030467	2004	Cimarron River Riparian Enhancement	HE	200		\$3,210	\$4,290	\$21,200
Total Habitat Enhancement - 17 Projects				39,995		\$60,682	\$4,290	\$271,191
Wildlife Management								
KS90115	1990	Cimarron National Grassland Elk Transplant	MA	0		\$6,549	\$0	\$13,000
KS9118	1991	Kansas 1991 Aerial Elk Survey	MA	0		\$1,500	\$0	\$1,000
KS93187	1994	Elk Behavior and Habitat Use on the Cimarron National Grassland - Year 1	MA	0		\$8,250	\$0	\$22,600
KS92356	1994	Food Plot Fencing	MA	14		\$3,000	\$0	\$3,000
KS93184	1994	Fort Riley Elk Transplant	MA	0		\$396	\$0	\$8,000
KS94207	1996	Fort Riley Telemetry Study	MA	0		\$6,000	\$0	\$10,000
KS96339	1997	Fort Riley 1996 / 1997 Aerial Elk Survey	MA	0		\$2,500	\$0	\$2,500
KS97351	1998	Fort Riley 1997 / 1998 Aerial Elk Survey	MA	0		\$3,496	\$0	\$3,900
KS98360	1999	Fort Riley 1998 / 1999 Aerial Elk Survey	MA	0		\$3,500	\$0	\$4,000
KS98361	2001	National Chronic Wasting Disease Symposium Seed Money	MA	0		\$1,000	\$0	\$4,000
KS030468	2003	Fort Riley and Surrounding Area Elk Study	MA	0		\$990	\$42,500	\$32,500
Total Wildlife Management - 11 Projects				14		\$37,181	\$42,500	\$104,500
Conservation Education								
KS9904	1999	National 4-H Wildlife Habitat Evaluation 1999 Program	CE	0	94	\$4,000	\$0	\$0
KS99336	2001	Milford Nature Center Bull Elk Display	CE	0	15,543	\$500	\$0	\$300
Total Conservation Education - 2 Projects				0	15,637	\$4,500	\$0	\$300
Hunting Heritage								
KS97352	1997	Kansas 1997 Becoming an Outdoors-Woman Workshop(s)	HH	0	120	\$500	\$0	\$28,441
KS97353	1998	DART Hunting Simulator	HH	0		\$6,500	\$0	\$19,000
KS98347	1998	Kansas 1998 Becoming an Outdoors-Woman Workshop(s)	HH	0	110	\$500	\$0	\$43,000
KS010136	2001	Kansas 2001 Becoming an Outdoors-Woman Workshop(s)	HH	0	101	\$500	\$0	\$32,500
KS020375	2003	Kansas 2003 Becoming an Outdoors-Woman Workshop(s)	HH	0		\$500	\$0	\$24,500
KS030008	2003	Kansas 2003 Big Brothers Big Sisters Pass It On Outdoor Mentors Program	HH	0		\$50,000	\$0	\$0
KS030471	2004	Kansas 2003 Big Brothers Big Sisters Pass It On Outdoor Mentors Program	HH	0	1,000	\$7,199	\$0	\$172,500
Total Hunting Heritage - 7 Projects				0	1,331	\$65,699	\$0	\$319,941
Grand Total Conservation Projects				40,009	16,968	\$168,062	\$46,790	\$695,932
Pending Projects								
KS030469	Pending	Kansas 2004 Becoming an Outdoors-Woman Workshop	HH	0	100	\$0	\$500	\$12,500
KS030470	Pending	Efficacy of Electric Fence in Alleviating Wild Elk Conflicts with Captive Elk	MA	0		\$0	\$750	\$750
KS040467	Pending	Cimarron Riparian Vegetation Enhancement	HE	0		\$0	\$7,500	\$110,000
KS040468	Pending	Kansas 2004 Big Brothers Big Sisters Pass It On Outdoor Mentors Program	HH	0		\$0	\$7,500	\$100,000
KS040469	Pending	Fort Riley and Surrounding Area Elk Study #2	MA	0		\$0	\$17,500	\$72,000
KS040470	Pending	Efficacy of Electric Fence Study	MA	0		\$0	\$750	\$750
Total Pending Projects - 6 Projects				0	100	\$0	\$34,500	\$296,000

Project Category Key:

HE = Habitat Enhancement

MA = Management

CE = Conservation Education

HH = Hunting Heritage

KANSAS

DEPARTMENT OF WILDLIFE & PARKS

KATHLEEN SEBELIUS, GOVERNOR

**Testimony on SB 194 relating to Commissioner Permits
To
Senate Committee on Natural Resources**

**By Christopher J. Tymeson
Chief Legal Counsel
Kansas Department of Wildlife and Parks
18 February 2005**

Senate Bill 194 prescribes for the issuance of Commissioner Permits by the Kansas Department of Wildlife and Parks. The provisions contained in this bill would be effective on July 1, 2005. The Department supports the passage of this bill.

SB 194 was introduced at the behest of constituent groups and is modeled after systems that many western states have utilized for years. The provisions of the bill allow for the issuance of commissioner permits to nonprofit organizations that actively promote wildlife conservation and the hunting and fishing heritage. Annually, only 7 permits could be issued, 1 of which could be for elk or antelope, with the remainder allotted for deer. The organizations receiving a permit would be required to market the permit in a way that maximizes the financial benefit to the organization and the Department. To be awarded a permit, organizations would be required to submit an application to the KDWP Commission and be chosen in a random drawing. No organization would be eligible for a three year period if drawn for a permit and the organization drawn would be required to pay to the Department the highest face value for the permit issued, such as the nonresident price for a deer permit. No other compensation shall be provided to the Department or Commissioners for the issuance of a permit. After sale of the permit, the organization would have to spend 50% of the profit on projects that are sponsored and approved by the Department.

The Department has many non-profit, non-governmental organizations that support conservation and Department projects. This bill would allow those conservation partners to receive some funding to assist in Department projects as well as assist in keeping the doors open for business. Many of those partners struggle from year to year to attain limited administrative funds, as well operationally funds for conservation projects. The provisions in this bill would be a way to support those partners for all of their service.

In the drafting of this bill, the comments relayed by the Committee last year were incorporated and the Department would urge favorable consideration by this Committee.

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*Senate Natural Resources
2/18/05
Attachment 3*