

Approved: April 3, 2009  
Date

MINUTES OF THE HOUSE AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman Larry Powell at 1:30 p.m. on April 1, 2009, in Room 783 of the Docking State Office Building.

All members were present except - Representative Hayzlett.

Committee staff present:

Mike Corrigan, Office of the Revisor of Statutes  
Corey Carnahan, Kansas Legislative Research Department  
Raney Gilliland, Kansas Legislative Research Department  
Pat Matzek, Committee Assistant

Conferees appearing before the Committee:

John Donley, Assistant General Counsel, Kansas Livestock Association

Others attending:

See attached list.

Chairman Powell opened the meeting with the introduction of John Donley, Assistant General Counsel, Kansas Livestock Association. Other stakeholder groups represented by Mr. Donley are:

Kansas Farm Bureau  
Kansas Independent Oil & Gas Association  
Eastern Kansas Oil & Gas Association  
Kansas Petroleum Council  
Southwest Kansas Royalty Owners Association  
Eastern Kansas Royalty Owners Association  
Southwest Kansas Irrigation Association  
Quest Cherokee

**Hearing on:**

**SB 184 - Sub for S 184 by Committee on Natural Resources – Surface owner notification.**

**Proponent:**

John Donley, Assistant General Counsel, Kansas Livestock Association, (Attachment 1) spoke in favor of **Sub for SB 184**, stating the bill would enact the Kansas surface owner notice act relating to oil and gas operations. Currently, oil and gas operators are required to file a notice of intent to drill with the Kansas Corporation Commission (KCC) as well as file a change of ownership and notice of abandonment, if the well is going to be abandoned. Mr. Donley further stated that what this legislation has done is added in the intent to drill application, a nonbinding preliminary estimate of the location of roads and pipelines, as well as tank batteries, and also requires the oil and gas operators on that application to put landowners records on the County Treasurer's data and they can either verify they have sent that notice to the surface owner from the County Treasurer's information or in the absence of that verification, the KCC will then send that notice on to the surface owner. In closing, Mr. Donley requested the Committee, as they consider the bill, that no changes be made in the present legislation.

Questions were asked and comments were made.

The hearing was closed on **Sub for SB 184**.

CONTINUATION SHEET

Minutes of the House Agriculture and Natural Resources Committee at 1:30 p.m. on April 1, 2009, in Room 783 of the Docking State Office Building.

**Action on:**

**SB 184 - Sub for S 184 by Committee on Natural Resources – Surface owner notification.**

**Representative Johnson made a motion to pass the bill out favorably. Representative Hineman seconded the motion. By majority vote of the Committee, the motion was carried.**

No additional meetings are anticipated for this session.

The meeting was adjourned at 1:50 p.m.

# AG. & NATURAL RESOURCES COMMITTEE GUEST LIST

DATE: 4-1-09

NAME	REPRESENTING
Berend Kamps	Hein Law Firm
Mick Urya	ONECK

## TESTIMONY

To: House Agriculture and Natural Resources Committee  
Rep. Larry Powell, Chairman

From: John Donley, Assistant General Counsel,  
Kansas Livestock Association

Date: April 1, 2009

Subject: **SB 184 - Kansas Surface Owner Notice Act**

Good morning Mr. Chairman and members of the committee, my name is John Donley. I am Assistant General Counsel for the Kansas Livestock Association. I am here today to speak for all of the groups listed below as proponents to Substitute for Senate Bill 184. The bill enacts the Kansas surface owner notice act relating to oil and gas operations.

The issue addressed in this bill has been very contentious over the last two years. The compromise in this bill represents the agreed upon compromise of all stakeholder groups who have been actively working on both sides of the issues involved with this legislation. The bill passed the Senate 40-0 on March 27<sup>th</sup>. The compromise has been a long and tedious process and changes to the bill may result in opposition to the measure by one or more parties.

Substitute for Senate Bill 184 meets the needs of surface owner concerns in the most efficient manner while not unduly burdening the oil and gas industry. The following stakeholder groups jointly urge you to pass Substitute for Senate Bill 184 without amendment:

**Kansas Farm Bureau**  
**Kansas Livestock Association**  
**Kansas Independent Oil & Gas Association**  
**Eastern Kansas Oil & Gas Association**  
**Kansas Petroleum Council**  
**Southwest Kansas Royalty Owners Association**  
**Eastern Kansas Royalty Owners Association**  
**Southwest Kansas Irrigation Association**

I would be happy to answer any questions the committee has at the appropriate time. Additionally, many of the other groups have representatives available today to answer any questions the committee has as well. Thank you.

Agriculture & Natural Resources  
Date 4-1-09  
Attachment /