



Kansas Grain & Feed Association Kansas Agribusiness Retailers Association

March 13, 2012

To: Chairman Taddiken and Senate Committee on Agriculture

**From: Randy E. Stookey, General Counsel
Kansas Grain & Feed Association
Kansas Agribusiness Retailers Association**

Re: Testimony on House Bill 2503 - Agriculture Boards and Advisory Bodies

Chairman Taddiken and members of the Committee, thank you for allowing me the opportunity to comment in support of HB 2503. I am Randy Stookey, General Counsel for the Kansas Grain and Feed Association and the Kansas Agribusiness Retailers Association. I also serve as administrator of the five-member Kansas Agricultural Remediation Board, or KARB, which manages the agricultural remediation fund program.

The remediation fund program is entirely funded by fees paid by members of our associations, including: grain storage facilities, custom fertilizer blenders, pesticide and fertilizer retailers, and pesticide business licensees. The KARB Board distributes the funds to companies that have contributed to the fund and have incurred expenses from actions to remediate a contaminated site upon the order or approval of KDHE.

Currently, KARB board members are appointed by the Governor and are confirmed by the Senate following a KBI background check. Board member comments indicate that this background check is unnecessarily burdensome, and that interviews with family members and friends are personally invasive. Section 1 of HB 2503 seeks to amend KSA 2-3709 to allow KARB nominees to be seated upon Governor appointment alone. The intent of the amendment is to encourage qualified candidates to apply for the KARB through a simpler, quicker process that is a less expensive and time consuming for both the nominee and the State.

Senate confirmation is generally reserved for heads of state agencies and board governing agencies, most of whom handle state general fund appropriations. KARB receives no SGF, however, other than a small stipend for board meeting travel. The Board merely distributes industry funds, quarterly, back to the industry from which they were collected - similar to state grain commissions. In addition, the fund is subject to an annual independent audit, and the Board submits the audit and a program report each January to the Governor, the House Committee on Agriculture, and this committee.

The House Committee of the Whole favorably passed 2503 with a vote of 124 to 0. While the KBI background check often serves a legitimate purpose, it would be more appropriate to treat the KARB board like the vast number of State entities that do not require Senate confirmation. We, therefore, stand in support of HB 2503 and encourage the committee to act favorably on the bill.

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Entity with No Member Subject to Senate Confirmation

Abstracter's Board of Examiners
Administration Arkansas River Compact
Administrator Agreement on Detainers
Administrator Interstate Compact on Juveniles
Administrator Interstate Compact on the Placement of Children
Administrator of Nonresident Violator Compact
Advisory Commission on African-American Affairs
Advisory Commission on Children with Special Health Care Needs
Advisory Committee on Regulation of Oil and Gas
Advisory Committee on Regulation of Oil and Gas Activities
Advisory Committee on Trauma
Advisory Committee to the Eisenhower Centennial Commission
Advisory Council on Aging
Advisory Group on Juvenile Justice and Delinquency Prevention
Agricultural Labor Relations Board
Agricultural Products Development Advisory Board
Athletic Trainers Advisory Council
Behavioral Sciences Regulatory Board
Board of Directors Kansas Guardianship Program
Board of Directors Non-Profit Dental Service Corporation
Board of Regents Washburn University
Board of Trustees Wichita University
Capitol Area Plaza Authority
Capitol Restoration Commission
Central Kansas Library System Board
Citizens' Utility Ratepayer Board (CURB)
Commission on Autism
Commission on Disability Concerns
Commission on Emergency Planning and Response
Compensation Commission
Confirmation Oversight Committee
Consolidation Commission for Topeka
Consolidation Study Commission, Kansas City-Wyandotte County
Controlled Substances Monitoring Task Force
Coordinating Council on Early Childhood Developmental Services
Council on Travel and Tourism
Criminal Code Recodification Commission
Criminal Justice Coordinating Council
Dairy Marketing Advisory Board
Director of Budget
Education Commission of the States
Eisenhower Centennial Commission
Electronic Motor Vehicle Financial Security Verification System Task Force
Emergency Medical Services Board
Executive Council Information Technology
Executive Director Consolidation Study Commission, Kansas City-Wyandotte County
Fire Service Training Commission
Firefighters Memorial Advisory Committee
Fort Scott/Bourbon County Riverfront Authority
Governing Board Information Network of Kansas

Governmental Ethics Commission
Governor's Committee on Interstate Cooperation
Governor's Mental Health Services Planning Council
Governor's Residence Advisory Commission
Governor's Task Force Racial Profiling
Health Care Provider Cooperation Act Advisory Committee
Health Care Stabilization Fund Oversight Committee
Interstate Agricultural Grain Marketing Commission
Interstate Oil Compact Commission
Interstate Parole Compact
Johnson County Education Research Triangle Authority
Joint Committee on Administrative Rules and Regulations
Joint Committee on Arts and Cultural Resources
Joint Committee on Children's Issues
Joint Committee on Corrections and Juvenile Justice Oversight
Joint Committee on Economic Development
Joint Committee on Energy and Environmental Policy
Joint Committee on Health Policy Oversight
Joint Committee on Home and Community Based Services Oversight
Joint Committee on Information Technology
Joint Committee on Kansas Security
Joint Committee on Parole Board Oversight
Joint Committee on Pensions, Investments, and Benefits
Joint Committee on Special Claims Against the State
Joint Committee on State Building Construction
Joint Committee on State-Tribal Relations
Judge Advocate General
Juvenile Justice, Commissioner
Kansas Advisory Committee on Hispanic Affairs
Kansas Advisory Council on Intergovernmental Relations
Kansas Animal Health Board
Kansas Arts Commission
Kansas Autism Task Force
Kansas Board of Barbering
Kansas Board of Hearing Aid Examiners
Kansas Business Health Policy Committee
Kansas Children's Cabinet
Kansas Commemorative Coin Design Commission
Kansas Commission for the Deaf and Hard of Hearing
Kansas Commission on Rural Policy
Kansas Commission on Veterans' Affairs
Kansas Council for Interstate Adult Offender Supervision
Kansas Council for Interstate Juvenile Supervision
Kansas Court of Appeals
Kansas Credit Union Council
Kansas Dental Board
Kansas DUI Commission
Kansas Energy Council
Kansas Film Services Commission
Kansas Home Inspectors Registration Board
Kansas Insurance Department Fee Modernization and Modernizing Rating Laws Task Force
Kansas Military Board

Kansas Military Disability Board
Kansas National Bio and Agro Defense Facility Interagency Working Group
Kansas Natural Resource Legacy Alliance
Kansas Participation in the Multi-State Streamlined Sales Tax Project
Kansas Performance Measurement Commission
Kansas Pet Animal Advisory Board
Kansas Propane Education and Research Council
Kansas Real Estate Commission
Kansas Sentencing Commission
Kansas Special Commission on Surface Water Quality Standards
Kansas State Board of Cosmetology
Kansas State Board of Cosmetology, Executive Director
Kansas State Employees Health Care Commission
Kansas State Fair Board
Kansas Supreme Court
Kansas Technical College and Technical School Commission
Kansas Technical College and Vocational School Commission
Kansas Turnpike Authority
Kansas Wildlife and Parks Commission
Kansas-Nebraska Big Blue River Compact Administration
Kansas-Oklahoma Arkansas River Commission
Law Enforcement Memorial Advisory Committee
Law Enforcement Training Commission
Legislative Budget Committee
Legislative Coordinating Council, (LCC)
Legislative Educational Planning Committee, (LEPC)
Legislative Post Audit Committee
Library Advisory Commission
Library Network Board
Lottery Gaming Facility Review Board
Metropolitan Culture District Commission
Midwestern Higher Education Commission
Motor Vehicle Dealer Review Board
Natural and Scientific Area Advisory Board
Naturopathic Advisory Council
North Central Kansas Library System Board
Northeast Kansas Library System Board
Northwest Kansas Library System Board
Occupational Therapist Council
Pardon Attorney
Partnership Historic Site Committee
Persian Gulf War Veterans Health Initiative Board
Physical Therapy Advisory Council
Physician Assistant Council
Physician Workforce and Accreditation Task Force
Postsecondary Technical Education Authority
Prescription Monitoring Program Advisory Committee
President Kansas Development Finance Authority
Public Finance Transparency Board
Rail Service Assistance Program Advisory Committee
Real Estate Appraisal Board
Respiratory Care Council

Small Business Stationary Source Technical and Environmental Compliance Assistance Program Advisory Panel
Solid Waste Grants Advisory Committee
South Central Kansas Library System Board
Southeast Kansas Library System Board
Southwest Kansas Library System Board
Special Education Funding Task Force
State Bd. of Regents--Subsidiary Corporation Concerning Research Projects at Kansas State University
State Board of Accountancy
State Board of Agriculture
State Board of Examiners in Optometry
State Board of Healing Arts
State Board of Mortuary Arts
State Board of Nursing
State Board of Pharmacy
State Board of Technical Professions
State Board of Veterinary Examiners
State Building Advisory Commission
State Council on Developmental Disabilities Services
State Employee Compensation Oversight Commission
State Employee Pay Philosophy Task Force
State Employee Pay Plan Oversight Committee
State Highway Advisory Commission
State Historic Sites Board of Review
State of Kansas Sports Hall of Fame Board of Trustees
State Use Law Committee
Steering Committee for Capitol Restoration
Substance Abuse Policy Board
Sunflower Commodity Commission
Supreme Court Nominating Commission
Unmarked Burial Sites Preservation Board
Veterans Claim Assistance Advisory Board
Veterans Memorial Advisory Committee

Entities with Senate Confirmation(s)		
Entity Name	FY 2011 Appropriation	
	State General Fund	All Funds
Adjutant General	18,506,111	229,555,090
Department of Administration	69,595,091	79,640,532
Department on Aging	148,860,621	495,619,197
Department of Agriculture	9,303,960	25,460,877
Agriculture Remediation Board		
Division of Alcoholic Beverage Control	9,228	2,475,658
Banking Board, State		
Central Interstate Low Level Radioactive Waste Commission		
Civil Service Board		
Department of Commerce	-	131,245,171
Kansas Corporation Commission	-	24,022,415
Department of Corrections	104,921,919	126,951,041
Crime Victims Compensation Board		
Employment Security, Board of Review		
Export Loan Guarantee Review Committee		
State Fire Marshal	-	4,493,418
State Gaming Agency	-	1,854,211
Board of Healing Arts	-	4,044,314
Department of Health and Environment	30,491,686	240,219,746
Kansas Highway Patrol	31,889,629	83,143,170
Hospital Authority, University of Kansas		
Human Rights Commission	1,400,855	1,720,442
Indigents' Defense Services, State Board of	21,596,709	23,126,987
Inspector General, Office of		
Kansas Bioscience Authority		
Kansas Bureau of Investigation	15,354,383	27,213,935
Kansas Development Finance Authority		
Kansas Electric Transmission Authority		
Kansas Health Policy Authority	384,122,423	1,466,650,551
Kansas Technology Enterprise Corporation	-	7,853,336
Kansas, Inc.	-	557,324
Kansas Department of Labor	439,481	1,066,200,428
State Library	4,363,021	6,273,680
Long-Term Care Ombudsman		
Lottery Commission	-	78,364,238
Mo-Kan Metropolitan Development District and Agency Compact		
Kansas National Guard		
Kansas Parole Board	509,237	509,237
Pooled Money Investment Board	-	770,255
Property Valuation Division of Dept of Revenue	1,887,621	5,439,864
Public Employee Relations Board		
KPERS	3,213,748	43,585,516
Racing and Gaming Commission	-	8,163,354
Regents, State Board of (including Institutions)	755,541,670	2,235,893,950
Department of Revenue	16,178,794	109,858,526
Securities Commissioner	-	2,868,418
Social and Rehabilitation Services, Secretary of	558,374,399	1,577,060,096
State Historical Society	5,367,173	9,008,923
State Public Trust		
Tax Appeals, State Court of	1,348,458	2,036,422
Department of Transportation	-	1,044,052,880
Water Authority, Kansas		
Kansas Water Office	1,879,209	7,143,549
Department of Wildlife and Parks	5,058,949	60,148,175

