

## MINUTES OF THE HOUSE AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman John Faber at 3:30 P.M. on March 18, 2008 in Room 783 of the DSOB.

All members were present except:

Representative Clay Aurand - excused  
Representative Bill Feuerborn - excused  
Representative Carl Holmes - excused

Committee staff present:

Raney Gilliland, Kansas Legislative Research Department  
Hank Avila, Kansas Legislative Research Department  
Gordon Self, Revisor of Statutes  
Kristen Kellems, Revisor of Statutes  
Florence Deeter, Committee Assistant

Conferees appearing before the committee:

None

Others attending:

See attached list.

**Hearing on: SB 584 -Transfer of food service and lodging duties to the Department of Agriculture**

The Chairman called the committee's attention to **SB 584**. Representative Powell explained the balloon changes in **HB 2838**, which were suggested by the Kansas Department of Health and Environment (KDHE) and are to be included in **SB 584**, then moved to recommend the amendment. Representative Grange seconded the motion. The motion passed.(Attachment 1).

Staff Raney Gilliland briefed the committee on the contents of **HB 2838**, saying hotels providing complimentary food service to overnight guests would not be required to purchase a food service license separate from a lodging establishment license. The balloon clarifies that this exemption from licensing does not exempt food service within the hotel from inspection or regulation.

Mary Glassburner, Bureau of Consumer Health, KDHE, answered questions from committee members saying, the food service establishments are inspected once each year; lodging facilities, prior to 2008, were inspected every three years. She said hotel inspectors always do on-site food inspections.

The Chairman called for consideration of a second balloon amendment from the Kansas Department of Agriculture (KDA) and the Kansas Department of Health and Environment (KDHE) (Attachment 2). Representative Light moved to recommend the balloon amendmen. Representative Svaty seconded the motion. Susan Kang, Policy Director, KDHE, explained that the amendment is an agreement between KDHE and KDA regarding food-borne illnesses. She said the language explains KDHE will be the leader in inspection procedures during any outbreak; expected cooperation between the agencies will facilitate the acquisition of pertinent information. Constantine Cotsoradis, Deputy Secretary, KDA answered a question saying that in the department's inspection of restaurants, any disease detected during that inspection is forwarded to KDHE for further inspection and remediation. He said county agencies are also involved in inspections.

Representative Knox requested a substitute motion to remove the words "regular and." Representative Schroeder seconded the motion. Following discussion, the substitute motion failed.

The Chairman returned to Representative Light's motion to amend; the motion passed.

Representative Powell moved to recommend SB 584 as favorable for passage as amended. Representative Grange seconded the motion. Staff Gordon Self provided explanation of Representative Powell's amendment, saying by combining **HB 2838** and **SB 584**, two separate effective dates are created. Staff needs to include some technical amendments in order to accomplish the intent of the bill. The motion and second to pass SB 584 was withdrawn.

CONTINUATION SHEET

MINUTES OF THE House Agriculture and Natural Resources Committee at 3:30 P.M. on March 18, 2008 in Room 783 of the DSOB.

Representative Powell moved to include the technical amendments as introduced in **SB 584** and insert **HB 2838** into **SB 584**. Representative Grange seconded the motion. The motion passed.

Representative Powell moved to recommend **SB 584** be considered favorable for passage as amended. Representative Moxley seconded the motion. The motion passed.

The Chairman requested John Donley, Assistant General Counsel, Kansas Livestock Association, to provide a review of **HCR 5034** heard previously in committee. Mr. Donley said beef checkoff dollars are collected in Kansas by the Kansas Beef Council and submitted to the Federal Beef Checkoff offices. He said Kansas has elected to send an additional amount of moneys totaling \$.85 of each dollar collected for national programs.

Upon hearing the briefing from Mr. Donley, the committee, by a vote of six to five, agreed not to work **HCR 5034**.

The meeting was adjourned at 4:00 p.m. The next meeting is scheduled for March 24, 2008, at 3:30 p.m.