

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Agriculture and Natural Resources** recommends **SB 276**, as amended by Senate Committee of the Whole, be amended on page 1, by striking all in lines 7 through 21; by striking all in lines 31 and 32;

On page 2, in line 9, by striking "sole"; in line 13, after "to" by inserting "the endangered species act of 1973, as in effect on the effective date of this act, or"; in line 14, by striking "law, treaty, federal"; also in line 14, by striking "federal"; also in line 14, after "action" by inserting "pertaining thereto,"; in line 16, by striking "law, treaty,"; also in line 16, after "action" by inserting "pertaining to the endangered species act of 1973, as in effect on the effective date of this act,"; in line 17, by striking "specifically regulates" and inserting "purports to regulate"; also in line 17, by striking "is null, void and unenforceable" and inserting "has no effect"; in line 18, by striking "sate" and inserting "state"; in line 35, by striking all after "6."; by striking all in lines 36 through 43;

On page 3, by striking all in lines 1 through 8; and in line 9, by striking all before "the"; also in line 9, by striking the second comma; in line 13, by striking "law, treaty,"; in line 14, after "action" by inserting "pertaining to the endangered species act of 1973, as in effect on the effective date of this act,"; also in line 14, by striking "specifically regulates" and inserting "purports to regulate"; in line 15, by striking "(1)" and inserting "(a)"; in line 16, by striking "(2)" and inserting "(b)"; in line 17, by striking "(3)" and inserting "(c)"; in line 18, by striking "(4)" and inserting "(d)"; in line 19, by striking "(5)" and inserting "(e)"; following line 20, by inserting:

"Sec. 6. (a) This act shall not be construed to infringe on the authority of the United States department of agriculture to administer conservation programs that apply to:

- (1) The lesser prairie chicken;
- (2) the greater prairie chicken;
- (3) the habitats of such species;
- (4) farming practices that affect such species; or
- (5) other human activity that affects such species or habitats of such species.

(b) This act shall not be construed to infringe on the authority of the United States environmental protection agency, or the state of Kansas under delegated authority, to administer the federal water pollution prevention and control act, as in effect on the effective date of this act, or the clean air act, as in effect on the effective date of this act, to the extent it may apply to:

- (1) The lesser prairie chicken;
- (2) the greater prairie chicken;
- (3) the habitats of such species;
- (4) farming practices that affect such species; or
- (5) other human activity that affects such species or habitats of such species.

(c) This act shall not be construed to infringe on the authority of the Kansas department of wildlife, parks and tourism or any private citizen of this state to operate or participate in the range wide lesser prairie chicken management plan, the stakeholder conservation strategy for the lesser prairie chicken, or any other management or conservation plan pertaining to the lesser prairie chicken that may be developed with the assistance and participation of the United States fish and wildlife service and apply to:

- (1) The lesser prairie chicken;
- (2) the greater prairie chicken;

- (3) the habitats of such species;
- (4) farming practices that affect such species; or
- (5) other human activity that affects such species or habitats of such species.";

Also on page 3, in line 27, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly; and the bill be passed as amended.

_____Chairperson