

MINUTES OF THE SENATE NATURAL RESOURCES COMMITTEE.

The meeting was called to order by Chairperson Robert Tyson at 8:30 a.m. on February 8, 2001 in Room 241-N of the Capitol.

All members were present except: all present

Committee staff present: Raney Gilliland, Legislative Research Department  
Jill Wolters, Office of Revisor of Statutes  
Judy Krase, Committee Secretary

Conferees appearing before the committee:

Senator Janis Lee  
Jere White, Kansans for Common Sense Water Policy  
Dave Murphy, Friends of the KAW  
Shelley King, Ks Society of Professional Engineers  
Clyde Graeber, Secretary, KDHE

Others attending: See attached list

Senator Huelskamp moved that the minutes from the February 1 and February 2, 2001 meetings be approved, seconded by Senator Umbarger. The motion carried.

Senator Tyson noted that the committee would be hearing **SB 204**. He welcomed everyone and especially those from the Kansas Livestock Assn., who were here participating in KLA's Leadership Conference. He said originally EPA was scheduled to be here to explain the history concerning the water problem in Kansas and how they interpreted the recent Supreme Court case dealing with the farm ponds and small streams of Kansas, but they called and said with the new administration coming in they were told not to comment on anything. Senator Tyson said that seemed like a plus, because it means there may be changes coming.

The first conferee was Senator Lee. She commented that without this or similar legislation, the affect of the classification of streams by the Dept. of Health and Environment, coupled with the EPA proposed regulations, and coupled with the state's TMDL lawsuit agreement, there is the potential that the agricultural industry and the rural communities of our state could be devastated (Attachment 1).

The second conferee was Jere White, a proponent of the bill (Attachment 2). He also handed out *Comments and Requests of the Kansas Agriculture Coalition, October 16, 2000* (Attachment 3). Questions and discussion followed.

The third conferee, an opponent, was Dave Murphy who represented Friends of the KAW (Attachment 4).

The fourth conferee, an opponent, was Shelley King who represented the Kansas Society of Professional Engineers (Attachment 5). Questions and discussion followed.

The next conferee was Clyde Graeber, Secretary, KDHE, who was neutral (Attachment 6). Questions and discussion followed.

The written only testimony handed in was as follows:

Proponents:

Chris Wilson, KS Agricultural Aviation Assn. and KS Seed Industry Assn. (Attachment 7)

Kerri Ebert, KS Agricultural Alliance (Attachment 8)

Leslie Kaufman, KS Farm Bureau (Attachment 9)

Doug Wareham, KS Fertilizer and Chemical Assn. and KS Grain and Feed Assn. ([Attachment 10](#))

Opponents:

Charles Benjamin, KS Chapter of the Sierra Club ([Attachment 11](#))

John Metzler, Johnson County Wastewater ([Attachment 12](#))

Senator Tyson appointed a subcommittee to work on this bill consisting of himself as chairman, and Senators Taddiken, Lee and Huelskamp as members. He stated there would be another hearing on **SB 204** at a future date. The meeting adjourned at 9:30 a.m.

The next meeting is scheduled for February 9 at 8:30 a.m.