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**MEMORANDUM**

To: House Committee on Agriculture

From: Kyle Hamilton, Assistant Revisor of Statutes

Date: March 8, 2017

Subject: Bill Brief on SB 60, as Amended by Senate Committee on Agriculture and Natural Resources

SB 60 would adjust certain agricultural fees and extend sunsets on various fees for the Pesticide and Fertilizer Program and the Water Appropriation Program to 2025.

When SB 60 was originally introduced, it included language that would allow the secretary of the Kansas department of agriculture to charge an administrative fee to cover credit card transaction fees when the amount collected would ultimately be sent to state funds or programs outside the department. That language was stricken throughout the bill by the Senate committee on agriculture and natural resources.

Section 1 would extend the penalty for late commercial fertilizer inspection fees to 2025. \$1.35 of the fees collected would be credited to the state water plan fund, \$.04 would be credited to the fertilizer research fund and the remainder would go to the fertilizer fee fund. Additionally, the secretary would be required to reduce the commercial fertilizer inspection fee through rules and regulations if it is determined that the inspection fee is yielding more than is necessary for administering the program. The secretary could also increase the fee, through rules and regulations, up to its maximum amount of \$1.67 per ton when needed.

Section 2 would restore some of the underlying statute's original language. It would also require the secretary to reduce the pesticide registration fee or allow the secretary to increase the fee up to its maximum amount of \$150 when necessary through rules and regulations. \$100 would be

required to be credited to the state water plan fund, regardless of the amount imposed by the secretary.

Sections 3 through 10 would extend sunsets on various pesticide and chemigation fees to 2025.

Section 11 would increase the maximum amount spent each fiscal year on administration of the Agricultural Chemical Remediation Reimbursement Program from \$150,000 to \$180,000.

Section 12 would restore the inspection fees for Class 1 and Class 2 dams, which were deleted in 2013 HB 2363.

Sections 13 through 17 would extend current sunsets for various water fees to 2025.

SB 60 would become effective upon publication in the statute book.