

MINUTES OF THE HOUSE AGRICULTURE & NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman Larry Powell at 9:00 a.m. on March 11, 2011, in Room 783 in the Docking State Office Building.

All members were present except:

Representative Rocky Fund – Excused
Representative Charlotte O'Hara – Excused
Representative Michael Peterson – Excused
Representative Caryn Tyson - Excused

Committee staff present:

Sean Ostrow, Office of the Revisor of Statutes
Raney Gilliland, Kansas Legislative Research Department
Michael Wales, Kansas Legislative Research Department
Kay Scarlett, Committee Assistant

Conferees appearing before the Committee:

Bill Bider, Director, Bureau of Waste Management, Kansas Department of Health & Environment

Others attending:

See attached list.

Hearing on SB 188 – Amending the exemptions from a solid waste permit.

Chairman Powell opened the hearing on **SB 188**. Sean Ostrow, Office of the Revisor of Statutes, explained that this bill would change existing law to expand the Kansas Department of Health and Environment's authority to approve the disposal of the demolition waste of buildings or structures at, adjacent to, or near the site of the building or structure without requiring a solid waste permit. The bill also would add additional evaluation criteria that the Secretary of KDHE must consider when determining whether to approve a request for off-site disposal of demolition waste.

Bill Bider, Director, Bureau of Waste Management, Kansas Department of Health & Environment, appeared in support of **SB 188** that would modify the building demolition category to add the authorization to bury waste some reasonable distance away from the demolition site. He explained that over the past two years several small communities in western Kansas have contacted KDHE requesting permission to dispose of inert building demolition waste at sites located just outside of town. KDHE's existing authority to approve on-site burial of waste is not practical because of space limitations and redevelopment plans. He stated that additional evaluation criteria were added to ensure that this new authority is not abused. Additional factors to be considered by KDHE when reviewing requests include: (1) public safety concerns; (2) proposed plans to redevelop the demolition site; and (3) the disposal capacity of any nearby landfills. (Attachment 1)

Continuation of discussion and action on HB 2357 – Arkansas River Gaging Fund.

Sean Ostrow, Office of the Revisor of Statutes, presented and explained new language for HB 2357 containing both Representative O'Hara's passed amendment on page 1, lines 8 and 30-32, and Representative Moxley's proposed amendment on page 1, lines 9-21. (Attachment 2) Representative Moxley's amendment, seconded by Representative Brookens, passed.

Representative Moxley moved to recommend HB 2357, as amended, favorably for passage. Seconded by Representative Wetta, the motion carried.

Discussion and action on SB 124 – Concerning the Kansas Water Office; relating to water supply storage access and creating the lower smoky hill water supply access program.

Representative Brookens moved to recommend SB 124 favorably for passage. The motion was seconded by Representative Arpke.

The revisor reviewed several technical amendments to SB 124. Representative Arpke, seconded by Representative Brookens, moved to make the technical changes. The motion carried.

CONTINUATION SHEET

The minutes of the House Agriculture & Natural Resources Committee at 9:00 a.m. on March 11, 2011, in Room 783 of the Docking State Office Building.

Representative Brookens moved to recommend **SB 124**, as amended, favorably for passage. Seconded by Representative Arpke, the motion passed.

The meeting adjourned at 9:40 a.m. The next meeting of the House Agriculture & Natural Resources Committee is on call for March 15, 2011.