

HOUSE BILL No. 3018

By Committee on Appropriations

3-17

9 AN ACT concerning the equine industry; creating the equine industry
10 research and promotion board.

11

12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. As used in this act:

14 (a) "Board" means the Kansas equine industry research and promo-
15 tion board;

16 (b) "commercial equine feed" means manufactured feed, supple-
17 ment or premix intended or labeled for equine use;

18 (c) "manufactured feed" means grains, seeds or forage that are
19 ground, mixed, supplemented or otherwise altered for the purpose of
20 consumption;

21 (d) "sale" or "sold" means a transaction in which commercial horse
22 feed is transferred from the seller to a purchaser for full or partial
23 consideration;

24 (e) "Secretary" means the Kansas secretary of agriculture; and

25 (f) "seller" means any private entity or corporation that sells com-
26 mercial horse feed.

27 Sec. 2. (a) There is hereby created the Kansas equine industry re-
28 search and promotion board.

29 (b) The board shall consist of seven members who will be elected at
30 the annual meeting of the Kansas horse council. The board of directors
31 of the Kansas horse council shall act as interim board members until
32 board members can be elected and qualified. In selecting members, the
33 Kansas horse council shall give due regard to selecting a board that is
34 representative of the diverse geographical regions of the state and the
35 equine industry. Each board member appointed on and after the effective
36 date of this act shall be elected for a term of four years except that three
37 of the board members first elected on and after the effective date of this
38 act shall be elected for a term of two years. No member may serve more
39 than two consecutive terms. Upon the expiration of a term of a member
40 of the board, such member shall continue to serve as a member of the
41 board until a successor to such member is elected and qualified.

42 (c) Members of the board shall be residents of this state and currently
43 be equine owners. The elections will be held at an open session to all

1 equine owners at the annual meeting of the board.

2 (d) The dean of the college of agriculture of Kansas state university
3 or the dean's representative and the secretary or the secretary's designee
4 shall serve as ex officio nonvoting members of the board.

5 (e) The board shall annually elect a chairperson from its membership.

6 (f) A member of the board may cease to hold such member's position
7 on the board for any of the following reasons, at the discretion of a ma-
8 jority of the board, upon resolution duly adopted by the board dismissing
9 such member:

10 (1) Failure to attend two or more regular meetings of the board, if
11 unexcused; or

12 (2) ceasing to be an equine owner.

13 (g) Members of the board attending meetings of such board, or at-
14 tending a subcommittee meeting authorized by such board, may be paid
15 compensation and other expenses.

16 (h) The board shall meet at least once every calendar quarter regu-
17 larly and hold an annual meeting which shall be open to the public. The
18 day, time and place of each meeting shall be determined by the board.
19 The chairperson or any three members of the board may call special
20 meetings of the board upon such notice as may be prescribed by the duly
21 adopted procedures of the board.

22 Sec. 3. (a) In the administration of this act, the board shall have the
23 following duties, authorities and powers:

24 (1) To conduct a campaign of equine industry development, through
25 research, education and information;

26 (2) to accept grants and donations;

27 (3) to sue and be sued;

28 (4) to enter into such contracts as may be necessary or advisable for
29 the purpose of this act;

30 (5) to appoint an administrator who is knowledgeable about the
31 equine industry and fix the compensation. With the approval of the board,
32 the administrator may appoint such other personnel as is needed;

33 (6) to cooperate or contract with any local, state or national organi-
34 zation or agency, whether voluntary or created by the law of any state, or
35 by national law, engaged in work or activities similar to the work and
36 activities of the board and to enter into contracts and agreements with
37 such organizations or agencies for carrying on a joint campaign of re-
38 search, education and promotion;

39 (7) to establish an office of the administrator at any place in this state
40 the board may select;

41 (8) to adopt, rescind, modify and amend all necessary and proper
42 orders, resolutions and procedures for the exercise of its powers and the
43 performance of its duties;

1 (9) to approve an annual budget and establish a reserve. Each project
2 budgeted and approved by the board shall include a stated objective and
3 anticipated results. In the board's annual report to the industry, the board
4 shall include those objectives and actual results; and

5 (10) to establish guidelines that include, but are not limited to, the
6 issuance of grants for research and development, education and schol-
7 arships, tourism and event promotion, equine trail development and
8 maintenance, therapeutic programs and equine rescue.

9 (b) The meetings of the board shall be subject to the provisions of
10 K.S.A. 75-4317, et. seq., and amendments thereto, and the records of the
11 board shall be subject to the provisions of K.S.A. 45-215, et seq., and
12 amendments thereto.

13 Sec. 4. The board shall report annually to their respective equine
14 industry members, the secretary and house and senate agriculture com-
15 mittees of the Kansas legislature. Such annual report shall include details
16 of commission projects, programs and supported research including ex-
17 penditures and the results of an annual audit performed by a person or
18 entity that is a certified public accountant.

19 Sec. 5. This act shall take effect and be in force from and after its
20 publication in the statute book.