

MINUTES OF THE SENATE COMMITTEE ON ENERGY AND NATURAL RESOURCES.

The meeting was called to order by Chairperson Senator David Corbin at 8:09 a.m. on January 26, 2000 in 245-N of the Capitol.

All members were present except: Senator Pugh who was excused.

Committee staff present:

Raney Gilliland, Legislative Research Department
Mary Ann Torrence, Revisor of Statutes Office
Lila McClafin, Committee Secretary

Conferees appearing before the committee:

Clyde Graeber, Secretary, Kansas Department of Health and Environment
Greg Foley, Chief, Livestock Management Section, Water Bureau, Kansas Department of Health and Environment
Karl Mueldener, Director, Water Bureau, Kansas Department of Health and Environment
Ron Hammerschmidt, Director, Division of Environment, Kansas Department of Health and Environment

Others attending:

See attached list.

Information requested by Chairperson Corbin from Sharon Falk, Manager, Big Bend Groundwater Management District #5, testimony of January 19, 2000 was submitted for the record (Attachment 1).

With a motion from Senator Huelskamp and a second from Senator Morris the minutes of January 19, 2000 were adopted.

Chairperson Corbin appointed a subcommittee to study the Water Banking Bill, they are as follows: Senator Huelskamp, Chairperson, Senator Vratil and Senator Stephens.

Review by the Department of Health and Environment regarding the progress on the implementation of 1998 HB 2950.

Secretary Graeber said **HB 2950** was passed to provided direction the Kansas Department of Health and Environment to enhance the Livestock Waste Management Program (LWMP) relative to confined animal feeding operations, specifically for swine production facilities. Since the programs inception, staff has strived to ensure that the best available technology is understood and utilized in protecting the environment of Kansas. He said KDHE anticipates updating the design standards in the Year 2000. He reviewed staff training; said to comply with statutes KDHE conduct statewide swine operator certification training meetings, and they also held five swine producer outreach meetings during the year. The research being done a Kansas State University was touched on briefly. KDHE continues to address public comments on a daily basis primarily focused on the swine industry. Their agency is committed to the protection of valuable and vulnerable water resources of the state (Attachment 2).

Greg Foley responded to questions on non compliance , vegetative area filters, and proof of ownership. Karl Mueldener responded to questions about lagoon covers. Dr. Ron Hammerschmidt responded to questions about their data base and the authority of the secretary to mandate permeable liners in animal units smaller than 3,714 that are located in sensitive groundwater areas. Responding to a question concerning why KDHE was sending letters requesting the names of neighbors within a mile radius of swine operations, Dr. Hammerschmidt said it was probably a part of the requirement for a permit renewal.

The meeting adjourned at 8:58 a.m. The next meeting will be January 27, 2000.