

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Chairperson Senator Lana Oleen at 11:00 a.m. on March 21, 2000 in Room 245-N of the Capitol.

All members were present.

Committee staff present: Mary Galligan, Legislative Research Department
Russell Mills, Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Judy Glasgow, Committee Secretary

Conferees appearing before the committee: Bob Longino, Acting Director ABC
Tom Palace, Petroleum Marketers and Convenience Stores

Others attending: See Attached Sheet

Chairman Oleen recognized Bob Longino, Acting Director, Alcoholic Beverage Control (ABC). Mr. Longino presented information on the Tobacco Compliance Programs used by KDOR and Food and Drug Administration (FDA) Tobacco Compliance Program. (Attachment 1). He stated that the ABC conducts between 700 and 750 random-controlled buys on tobacco licensees throughout the state. He stated that in 1999 the Food and Drug Administration contracted with the Department of Revenue to perform 4000 tobacco controlled buy investigations on all tobacco licensees in Kansas. Mr. Longino stated the contract budget is \$578,000 and includes all costs associated with the program. He stated that \$125,000 of this is allocated for 25 prevention programs to local health coalitions. Mr. Longino stated that he had received information just before coming to the meeting that the Supreme Court released a decision today and FDA has directed the suspension of FDA compliance checks until further notice.

Chairman Oleen ask if Tom Palace would explain for the committee the training procedure that tobacco licensees go through for the "we card" training. Mr. Palace stated he is with Petroleum Marketers and Convenience Store Assn. Of Kansas which represents 1100 convenience stores in Kansas and the "we card" training program is the one used for their licensees. He stated that the contract kit includes a video tape and questionnaire which is sent to the licensees to use in training their clerks. Mr. Palace stated that when the training is completed the employee signs a paper showing the date the training is done and it is retained in a file by the employer. He stated that there are other training programs which are used by larger organizations.

Chairman Oleen ask the committee to return to discussion on **HB 2670 Cigarettes, sales of certain cigarettes restricted.** Senator Biggs reported that **SB 278** has been afforded a hearing in the House Federal and State Affairs and Senator Biggs moved to withdraw his motion to amend **HB 278** into **HB 2670** and Senator Gooch agreed to withdraw his seconded. Senator Vratil moved to amend provisions in **HB 2917** which passed out favorably in the House Federal and State Affairs Committee into **HB 2670**. Senator Jones seconded the motion. The motion passed.

Senator Becker moved to report **HB 2670** as amended favorably to the full senate. Senator Biggs seconded the motion. The motion passed.

Chairman Oleen ask for action on minutes of the committee for March 14, March 15, March 16, and March 17. Senator Jones moved to approved the minutes of the committee. Senator Becker seconded the motion. The motion passed.

The meeting adjourned at 11:55 a.m. The next meeting will be March 22, 2000 at 11:00 a.m.

CONTINUATION SHEET