

SESSION OF 2012

**SUPPLEMENTAL NOTE ON HOUSE SUBSTITUTE FOR
SENATE BILL NO. 191**

As Amended by House Committee of the Whole

Brief*

House Sub. for SB 191 would authorize the Secretary of the Department of Agriculture to fix, charge, and collect fees for requested laboratory testing to recover all or part of the costs incurred to provide services and any other necessary and incidental expenses incurred in conjunction with such laboratory testing. The bill would become effective upon publication in the *Kansas Register*.

Background

The House Committee of the Whole amended the substitute bill to eliminate the provisions appropriating the Laboratory Testing Services Fee Fund. That fee fund was appropriated in 2011 HB 2014, the appropriations bill, and the language is no longer needed in the substitute bill.

The House Committee on Agriculture and Natural Resources Budget recommended a substitute bill for SB 191, the contents of which had been amended into SB 124.

The original bill was introduced by the Senate Committee on Natural Resources at the request of an official of the KDA. SB 191, as amended, would have established the Water Rights Conservation Program administered by the Chief Engineer of the Division of Water Resources within the Kansas Department of Agriculture (KDA). Proponents testifying in favor of the original bill included the Kansas

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Department of Agriculture and a representative of the Kansas Cooperative Council.

The fiscal note provided on the original version of the bill by the Division of the Budget indicates that the proposed fee of \$300 would be adequate to cover the KDA's costs of processing program applications. Although the KDA is unable to estimate how many applications there would be, any increase in staff time would be funded by the application fees. The fiscal effect of the bill was not included in the FY 2012 Governor's Budget Report.

A fiscal note was not available on the provisions contained in the substitute bill.