

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Agriculture and Natural Resources** recommends **SB 147**, as amended by Senate Committee of the Whole, be amended on page 1, following line 6, by inserting:

"New Section 1. K.S.A. 2-1212 through 2-1220, and amendments thereto, and sections 1 through 3, and amendments thereto, shall be known as the anhydrous ammonia regulation act.";

On page 2, by striking all in lines 5 and 6 and inserting "carry liability insurance in an amount sufficient to provide coverage for reasonably anticipated losses and shall submit to any inspections of such business by the provider of such coverage." in line 34, before the period by inserting "in the form of a certificate of liability insurance conforming to the requirements of this section before a permit to fill shall be issued by the secretary. Such certificate of liability insurance shall be executed by an insurance company authorized to do business in this state or by a licensed insurance agent operating under the authority of K.S.A. 40-246b, and amendments thereto, on a form provided by the secretary, and shall state the effective date and the expiration date of such liability insurance.

(1) Such liability insurance shall be subject to the insurer's policy provisions filed with and approved by the commissioner of insurance pursuant to K.S.A. 40-216, and amendments thereto, except as authorized by K.S.A. 40-246b, and amendments thereto.

(2) The liability insurance policy shall provide: (A) Coverage for bodily injury liability for each occurrence; and (B) coverage for property damage liability for each occurrence.

(3) The insurer shall notify the secretary, in writing, of any expiration, reduction or cancellation of liability insurance, furnished as a prerequisite of receiving such a permit to fill not later than 10 days before the expiration, reduction or cancellation takes effect. Upon expiration, reduction or cancellation of such liability insurance, the secretary shall suspend such anhydrous ammonia tank permit to fill until the liability insurance requirement is met by the permittee for the current permit period";

Also on page 2, following line 38, by inserting:

"(h) The secretary:

(1) Shall annually inspect the anhydrous ammonia tanks of any anhydrous ammonia tank owner whose tanks are not annually inspected by such owner's liability insurance provider and are not inspected under federal regulations pursuant to subsection (g); and

(2) may inspect the anhydrous ammonia tanks of any anhydrous ammonia tank owner upon receiving a complaint that such owner is violating the provisions of the anhydrous ammonia regulation act.";

And by redesignating subsections accordingly;

Also on page 2, in line 39, by striking all following "(h)"; by striking all on lines 40 through 42; in line 43, by striking all before "Any";

On page 3, in line 27, by striking "article 12 of"; by striking all in line 28 and inserting "the anhydrous ammonia regulation act.";

On page 4, in line 35, by paragraphing "(a)";

On page 5, in line 2, by striking "requirements of article 12 of chapter 2 of the"; in line 3, by striking all before the semicolon and inserting "provisions of the anhydrous ammonia regulation act"; in line 4, by striking "such rules and regulations"; in line 7, by striking "article 12 of chapter 2 of the Kansas"; in line 8, by striking all before the second comma and inserting "the provisions of the

anhydrous ammonia regulation act"; by striking all in line 23; in line 24, by striking all before "shall" and inserting "the secretary or the secretary's designee"; in line 26, by striking "to"; also in line 26, after "inspect" by inserting "such tanks,"; also in line 26, after "equipment" by inserting "during normal operating hours"; in line 27, by striking "employees" and inserting "secretary or the secretary's designee"; also in line 27, by striking the comma, in line 28, by striking ": (1)"; in line 29, after "installation" by inserting ", use"; also in line 29, by striking the semicolon; by striking all in line 30; in line 31, by striking all before the period; by striking all in line 36; in line 37, by striking "thereto" and inserting "the anhydrous ammonia regulation act";

On page 6, in line 4, by striking all after "agriculture"; in line 5, by striking "designee";

By renumbering sections accordingly; and the bill be passed as amended.

Chairperson