

MINUTES OF THE HOUSE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 1:30 p.m. on February 9, 2009, in Room 143-N of the Capitol.

All members were present except:

Representative Louis Ruiz- excused

Committee staff present:

Mike Heim, Office of the Revisor of Statutes  
Jason Long, Office of the Revisor of Statutes  
Julian Efird, Kansas Legislative Research Department  
Dennis Hodgins, Kansas Legislative Research Department  
Carol Doel, Committee Assistant

Conferees appearing before the committee:

Rep. Jim Morrison,  
Sen. Ralph Ostmeyer,  
Steve Zink, Director of Industrial Safety and Health

Others attending:

See attached list.

Rep. Jim Morrison,  
Sen. Ralph Ostmeyer,  
Steve Zink, Director of Industrial Safety and Health

Chairman Neufeld opened the floor for the introduction of proposed legislation.

Rep. Colloton requested a bill regarding the reclassification of criminal codes.

Rep. Holmes moved the acceptance of the proposed legislation with a second by Rep. Benlon. Motion carried.

Rep. Colloton also requested a bill relating to domestic violence.

Rep. Grant moved the acceptance of the conceptual bill with a second by Rep. Olson. Motion carried.

Rep Brunk moved the acceptance of proposed legislation similar to Alexis law only with regards to civil penalties with a second by Rep. Swenson. Motion carried.

Rep. M. Holmes moved the acceptance of proposed legislation regarding an increase in monetary fines for driving without a license with a second by Rep. Fund. Motion carried.

The Chair opened the floor for hearing on **HB 2186** - Exceptions from amusement ride operation requirements for home-owned amusement rides.

Jason Long from the Revisor's Office gave an overview on the bill.

Rep. Jim Morrison addressed the committee as a proponent of **HB 2186** on behalf of his constituent Brad Schick, President, Sherman County Community Services. Mr. Schick represents 13 "home-owned" carnivals in Western Kansas. The previous legislation which went into effect January 1, 2009 would make it very difficult for home-owned carnivals to operate in the State of Kansas mainly due to required annual certified inspection and required operating training. The passage of **HB 2186** would allow them to continue to provide the tradition of "home-owned" carnivals to local communities for years to come. (Attachment 1)

Sen. Ralph Ostmeyer presented testimony as a proponent of **HB 2186** relating that the legislation which went into effect January 1, 2009 makes it very hard for home-owned carnivals to operate in the State of Kansas due to the certified annual inspections and required operator training. (Attachment 2)

## CONTINUATION SHEET

Minutes of the House Federal And State Affairs Committee at 1:30 p.m. on February 9, 2009, in Room 143-N of the Capitol.

Steve Zink, Director of Industrial Safety and Health, Kansas Department of Labor addressed the committee with concerns regarding **HB 2186**. Mr. Zink gave the opinion that the proposed legislation would allow amusement rides owned by a not-for-profit entity and operated solely within a single county by volunteers to operate without a safety inspection as well as being set up and operated by individuals who are not properly trained. It is their opinion that this would limit the department's ability to protect the health and safety of the public. Mr. Zink requested language changes they would like to see made in the event that **HB 2186** moved forward. (Attachment 3)

A.J. Kotich, Chief Attorney for the Department of Labor addressed the committee to support Mr. Zink's testimony on **HB 2186**.

Kansas Farm Bureau presented written testimony fully supporting the proposed legislation in **HB 2186**. (Attachment 4)

With no other person wishing to address **HB 2186** Chairman Neufeld closed the hearing.

The next meeting is scheduled for February 10, 2009.

The meeting was adjourned at 02:03 p.m.