

January 18, 1998

KCC Alert

Kentucky Conservation Committee, P.O. Box 1152, Frankfort, KY 40602

502-227-9555

KCC To Do List:

- ❑ Call your county clerk's office, department of voter registration. Find out who your State Senator and State Representative are so you will have the name handy when you need it.
- ❑ Call your State Senator and State Representative and introduce yourself. Let them know you want to see strong forest conservation legislation, and you're concerned about factory farming operations.
- ❑ Call Liz, Wade, or Chris at the Frankfort office to set up a visit, to get the text of a bill, or to obtain other information.

KCC Unveils Agenda At Press Conference

In a show of solidarity, a coalition of citizen's groups from across Kentucky participated in a press conference dubbed "The Natural Resources Summit" on January 12 held at the state Capital Rotunda. The Kentucky Conservation Committee organized the event. Highlighting the press conference, each organization signed a Statement of Principles promising to work for sustainable stewardship of Kentucky's resources.

The event was covered in the Louisville Courier-Journal, the Lexington Herald-Leader and on radio. Liz Natter, KCC lobbyist was quoted in the Herald-Leader as saying acceptance or rejection of KCC's priorities by state legislators will determine "what road Kentucky will choose" in taking care of its environment.

Wade Helm, KCC President, and Chris Clements, KCC intern, presented KCC's top ten priorities for this legislative session that were decided during last September's annual meeting at Shaker Village.

Draft Forest Conservation Act Released

The Kentucky State Division of Forestry has released draft legislation aimed at protecting Kentucky's forests and streams from environmental degradation as they mature and come under increasing logging pressure. KCC has reviewed the Draft Kentucky Forest Conservation Act and determined it to be lacking in several respects.

The proposed legislation mandates the use of best management practices (BMPs) and that a certified Master Logger be present at all logging sites. It directs the division of forestry to collect logging data creates a fund to help landowners develop management plans, and provides for education of landowners, students, and citizens on forest stewardship.

KCC agrees with *Kentuckians for the Commonwealth* that the Draft

Key Committee Assignments

Senate Agriculture and Natural Resources Robert J. Leeper (D), **Chair**, Ernie Harris (R), **Vice Chair**, Charlie Borders (R), Fred Bradley (D), Paul Herron, Jr. (D), Dan Kelly (R), Vernie McGaha (R), Barry Metcalf (R), Kim Nelson (D), Joey Pendleton (D).

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Paul Herron, Jr. (D), **Chair**, Albert Robinson (R), **Vice Chair**, Benny Ray Baily (D), Glenn Freeman (D), Ernie Harris (R), Gary C. Johnson (D), David Karem (D), Vernie McGaha (R), Julie Rose (R), Robert Stivers (R), Elizabeth Tori (R).

House Agriculture and Small Business

Drew Graham (D), **Chair**, Royce W. Adams (D), **Vice Chair**, John Arnold, Jr. (D), **Vice Chair**, William Scott (D), **Vice Chair**, Dwight Butler (R), **Vice Chair**, Walter Gee (R), **Vice Chair**, Adrian Arnold (D), Sheldon Baugh (R), James Bruce (D), Jack Coleman (D), Gippy Graham (D), Charlie Hoffman (D), Thomas "Tom" McKee (D), Fred Nesler (D), Billy Polston (R), Jim Stewart (R), Roger Thomas (D), Mark A. Treesh (R), Tommy Turner (R).

House Appropriations and Revenue

Harry Moberly, Jr. (D), **Chair**, Jesse Crenshaw (D), **Vice Chair**, Jimmy Lee (D), **Vice Chair**, Marshall Long (D), **Vice Chair**, Bob M. DeWeese (R), **Vice Chair**, Bob Heleringer (R), **Vice Chair**, Royce Adams (D), Rocky Adkins (D), Joe Barrows (D), Mark Brown (D), Jim Calahan (D), Larry Clark (D), Barbara White Colter (R), Danny Ford (R), Porter Hatcher, Jr. (D), Bill Lile (R), Jim Lowell (D), Mary Lou Mazian (D), Paul Mason (D), Richard L. Murgatroyd (R), Lonnie Napier (R), Donnie Newsome (D), Fred Rasche (D), Charles L. Siler (R), John Will Stacy (D), Mark Treesh (R), Jim Wayne (D), Pete Worthington (D), James F. Zimmerman (R).

House Natural Resources and Environment

Herbie Deskins, Jr. (D), **Chair**, Mark Brown (D), **Vice Chair**, Thomas Pope (D), **Vice Chair**, Woody Allen (R), **Vice Chair**, Rocky Adkins (D), Scott Alexander (D), Hoby Anderson (R), Hubert Collins (D), Ricky L. Cox (R), Jim Gooch, Jr. (D), Allen Maricle (R), Donnie Newsome (D), Jim Stewart (R), Brent Yonts (D).

legislation needs to be strengthened in three areas. First, the proposed act has no provision for prior notice. Without notification of where logging activities are occurring, the Division of Forestry will have difficulty enforcing the other provisions of the act.

Second, enforcement provisions are weak. A landowner is given four warnings before any sanctions are applied. With a Master Logger on site who should know the best management practices, four warnings should not be required to correct environmental problems.

Third, landowners should report the results of the cut. Without this, the data gathered by the Division of Forestry will be difficult to obtain and much less accurate. This data will be very useful in helping landowners assess the market value of their holdings and developing management plans.

This legislation has not yet been introduced. Stay tuned, this is one of our priority issues.

Former Lobbyist's Health Improves

Former KCC lobbyist Janie Douglass is recovering from serious complications largely resulting from a staph infection acquired late last summer. After "serving time" in University Hospital she is now at Frazier Rehab Center, 220 Abraham Flexner Way, Louisville, KY 40202. She would appreciate your cards and letters. Alternatively, cards can be sent to her home, 268 Moser, Louisville, KY 40223.

Time does not fly in the hospital. Stories about what is happening in the legislature are arousing her interest. Be sure to include your favorite tales. We are all hoping for a steady recovery.

Recycling an Idea

Danny Wood's political science class from Estill County High School has decided to make the real world their classroom. It's one thing to study how a bill makes its way into law, it's another to shepherd one through the process, but that's what they decided to do. The issue they picked is litter and the bill they have decided to champion calls for container recycling.

This issue is familiar to long time KCC members. In fact, it is the very issue KCC was formed around. The proposed legislation would

require a deposit on purchase of drink containers to be redeemed upon delivery of the container to a proper return center.

As our experience has shown, this is an uphill battle. These students will need all the allies they can get. Anyone with connections to other high school government/political science classes, environmental clubs, or related groups are asked to contact Danny Wood or KCC. Mr. Wood can be contacted at Estill County High School, 2675 Winchester Rd., Irvine, KY 40336 or via e-mail www.poli-sci@hotmail.com.

Pork on the Plate

By the time you receive this the Department of Water will have closed their public comment period on the proposed hog farm regulations. After review of the comments by DOW the regs are headed to the legislature. Stay tuned, this issue will get cooking.

Legislative Information On the Internet

The Legislative Record, the full text of all filed bills, the legislative calendar, the orders of the day, and more are all available on the Legislative Research Commission's Web Site. The URL is: <http://www.lrc.state.ky.us/home.htm>

Toll Free Legislative Numbers

Legislator Message Line: 1-800-372-7181
Bill Status Line: 1-800-776-9158
Committee Calendar Line: 1-800-633-9650

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1998 KCC Lobbyists

Liz Natter, Lexington
Chris Clements, Student Intern, Lexington

Bill Summaries and KCC Position

Bill No.	Position	Sponsor	Summary	Status
HB 4	Conditional Support	Nunn	Requires marine sanitation devices (holding tanks) on house boats. Need to study penalties.	To Nat. Res. & Env. Committee (H) (posted)
HB 24	Oppose	Crimm	Exempts Srs., disabled Vets, and disabled citizens from paying hunting stamps and tags.	To Nat. Res. & Env. Committee (H)
HB 47	Under Study	J. Clarke	Amends Section 1 of Kentucky Constitution to recognize a right to individual privacy that shall not be infringed without showing a compelling private or state interest.	To Elections and Const. Amendments (H)
HB 48	Support	Murgatroyd	Expands ability to impose a tax for upkeep of parks to any class city.	To Cities (H)
HB 49	Strongly Support	Bratcher	Ten year moratorium on any new construction in the floodplain of Jefferson County. KCC would like to see it made statewide.	To Cities (H)
HB 54	Oppose	Royce Adams Damron	Nuisance protection for shooting ranges. Precludes suites and noise control ordinances from affecting shooting ranges, even in major expansion. Retroactive.	To Judiciary (H) (posted)
HB 56	Support, under study	Wayne, et al	Adds a seat to air board of counties with cities of the first class for Airport Neighbors Alliance.	Posted for passage in Reg. Orders (H)
HB 73	See HB 168	Simpson	Expands local planning participation in cell tower planning from Jefferson County to counties with cities of second class	To Cities (H) (posted)
HB 75	Support	Yonts	Requires training for water district commissioners.	To Cty & Spec Dist (H)
HB 87	Under Study	Wayne	Requires single family dwelling to meet building codes.	Posted for passage in Reg. Orders (H)
HB 109	Support, under study	Damron	Requires state park capital funds to be spent on capital projects.	To State Gov. (posted)
HB 127	Support	Brandstetter	Allows fiscal courts to adopt ethics codes for special districts.	To Cty & Spec Dist (H) (posted)
HB168	Support	Marcotte	Pref over HB 73. Requires local approval for cell tower siting, provides court appeal of denial and mandated co-location. Needs removal and bonding provisions.	To Cty & Spec Dist (H) (posted)
HB 171	Monitor	Brown	Central Midwest low-level Radioactive Waste Compact enforcement. Defines but does not address NORM.	To Nat Resources & Env. (H) (posted)
HB 172	Support	Brown	Establishes groundwater-monitoring network.	To Nat Res & Env. (H)
HB 176	Under Study	Graham	Promotes Aquaculture	Posted for passage in Reg. Orders (H)
HB 195	Under Study	Stacy	Provide a mechanism for local and state gov. to designate and post sections of highway in DBNF as legal for OHV travel.	To Transportation (H) (posted)
HB 196	Oppose	Stacy	Exemptions for hunting and fishing permits and tags.	To Nat Res & Env. (H)
HB 201	Under Study	Long	Provides for joint sewer agency for cities of 3 rd to 6 th classes.	To Cty & Spec Dist (H)
HB 202	Under Study	Long	Provides mechanism to dissolve sewer districts.	To Cty & Spec Dist (H)
HB 210	Strongly Support	Nunn	Mandates NREPC apply to EPA for designation of Lake Barkley, Cumberland, Kentucky, and Dale Hollow as no discharge areas.	To Nat Res & Env. (H)
HB 211	Strongly Support	Nunn	Requires posting of drinking water intakes by state, prohibits mooring within 100 ft of same.	To Nat Res & Env. (H)
SB1	Strongly Support	Saunders	Amends chapter 100 to provide administrative fines for violation of binding elements. Should be strengthened with bonding requirements.	To State & Local Gov (S)
SB8	Under Study	Metcalf	Amends legs lobby laws to remove references to public interest orgs, eliminates obligation to disclose source of funding. Other changes.	To State & Local Gov (S)
SB18	Strongly Support	Metcalf	Requires local health department approval of new buildings as having adequate sewage systems prior to electrical inspector hooking up permanent service.	
SB 32	Support	Metcalf	Pet welfare/Animal Control. Pet food surcharge.	To Lisc & Occup (S)
SB 41	Under Study	Boswell	Gas system restoration account opened to "utilities" instead of "gas"	To Econ Dev & Labor (S)
SB 42	Under Study	Boswell	Flood Control – Planing and mitigation activities	Rep Favorably in Ag & Nat Resource (S), 1 st reading to Consent Cal.
SB 82	Conditional Support	Scorsone	Defines NORM. Requires public notice to permit landfilling NORM, provides adjudicatory hearing in county of landfill if requested. Needs amendments.	To Ag & Nat Res. (S)
SB 97	Support, needs	Buford	Requires local notice and public hearing before Trans Cab can start	To Tranportation (S)

	strengthening		work on scenic highways/byways	
SB 99	Support	Metcalf	Decriminalizes industrial hemp for state research and experimentation station. Requires feasibility report.	To Ag & Nat Res. (S)
SB 104	Oppose	Nelson	Prevent cities from requiring annexation prior to extending water service. Meddles with local gov.	To Ag & Nat Res. (S)
SB 115	See HB 4	Metcalf	Companion to HB 4.	To Ag & Nat Res. (S)
SB 117	Under Study	Metcalf	Surcharge on State Park overnight stays. Funds to F&W trust fund and F&W budget	To Ag & Nat Res. (S)
SB 137	Under Study	Buford	One time sunset commission to review all administrative bodies, what they do, how they spend money, decide whether they should continue.	To State & Local Gov (S)
SJR 13	Strongly Support	Metcalf	Re-designate Lake Cumberland as no discharge area for marine sanitation devices	To Ag & Nat Res. (S)

The Earth Needs a Friend in Frankfort

Please check all that apply:

\$25 (individual) \$35 (family) \$15 (limited Income) \$50 (contributor) \$100+(patron) \$365("365 Club")

I am enclosing an extra \$10 to offset the cost of the Legislative Alert during sessions

Total Enclosed: \$ _____

Name: _____ My state representative is: _____

Address: _____ My state senator is: _____

_____ Home phone: (_____) _____-

Email address: _____ Fax number: (_____) _____-

Ways I will help KCC:

Telephone Tree Writing letters Monitoring Interim Committees Lobbying during the session

Because one of KCC's main activities is influencing legislation, contributions are not tax deductible. Please send your check and membership information to: KCC, P.O. Box 1152, Frankfort, KY 40602. For more information call: 502-227-9555.

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