

HOUSE BILL No. 2686

By Committee on Appropriations

2-10

1 AN ACT concerning the water and environment of Kansas; creating the
2 Kansas department of water ~~and environment~~ within the executive
3 branch of government; transferring certain powers, duties and
4 functions; abolishing the Kansas water office, the ~~Kansas department of~~
5 ~~health and environment, division of environment,~~ the Kansas
6 department of agriculture, division of conservation and the Kansas
7 department of agriculture, division of water resources; updating
8 statutory references thereof; establishing the water and environment
9 maintenance fund; ~~modifying procedures for elections of the board of~~
10 ~~directors for a groundwater management district, board of directors~~
11 ~~eligibility, definition of eligible voter and term limits of board of~~
12 ~~directors;~~ requiring groundwater management districts to submit annual
13 financial reports to the legislature ~~and to submit water conservation and~~
14 ~~stabilization plans to the chief engineer; increasing water protection~~
15 ~~fees for public water supply systems, industrial use and stockwatering~~
16 ~~permit holders;~~ authorizing the chief engineer to issue certain orders
17 without review by the secretary of water ~~and environment;~~ establishing
18 a civil penalty for obstructions in streams violations and creating the
19 water structures emergency fund; amending K.S.A. ~~2-3302, 2-3703, 2-~~
20 ~~3704, 2-3710, 12-2707, 19-27a03, 19-27a12, 19-27a17, 19-2963, 19-~~
21 ~~3704, 24-407, 24-418, 24-656, 24-659, 24-1202, 24-1204, 24-1211, 24-~~
22 ~~1212, 32-1152, 32-1154, 32-1403, 42-701, 42-725, 47-1214, 47-1511,~~
23 ~~49-403, 55-527, 65-153f, 65-156, 65-157, 65-159, 65-162a, 65-163, 65-~~
24 ~~163c, 65-163d, 65-163g, 65-164, 65-165, 65-166, 65-166a, 65-166b,~~
25 ~~65-167, 65-169, 65-170, 65-170b, 65-170d, 65-170e, 65-170g, 65-~~
26 ~~171a, 65-171b, 65-171c, 65-171d, 65-171e, 65-171f, 65-171h, 65-171i,~~
27 ~~65-171m, 65-171n, 65-171o, 65-171p, 65-171q, 65-171r, 65-171t, 65-~~
28 ~~171u, 65-1,107, 65-1,178, 65-1,182, 65-1,201, 65-1,222, 65-1629, 65-~~
29 ~~3002, 65-3003, 65-3005, 65-3011, 65-3018, 65-3022, 65-3027, 65-~~
30 ~~3303, 65-3308, 65-3309, 65-3310, 65-3311, 65-3312, 65-3313, 65-~~
31 ~~3321, 65-3329, 65-3330, 65-3401, 65-3402, 65-3419, 65-3423, 65-~~
32 ~~3424d, 65-3424i, 65-3426, 65-3427, 65-3430, 65-3446, 65-3458, 65-~~
33 ~~3491, 65-34,102, 65-34,126, 65-34,133, 65-34,142, 65-34,144, 65-~~
34 ~~34,153, 65-34,162, 65-34,175, 65-34,176, 65-34,178, 65-4501, 65-~~
35 ~~5301, 65-7003, 68-1414, 68-2203, 74-2608, 74-2609, 74-2622, 74-~~
36 ~~99f04, 75-3084, 75-37,121, 75-5601, 75-5608, 75-5608a, 75-5609a,~~

Proposed Amendments to HB 2686
For House Committee on Water
March 1, 2022
Prepared by: Office of Revisor of Statutes

Removal of DoE transfer, fee, GMD
reporting, sales tax distribution

Strike all amendatory sections that relate to
powers of Division of Environment or
Secretary of Health and Environment

1 ~~75-5657, 75-5672,~~ 82a-220, 82a-301, 82a-301a, 82a-303a, 82a-303b,
 2 82a-305a, 82a-326, 82a-328, 82a-405, 82a-603, 82a-612, 82a-701, 82a-
 3 731, 82a-732, 82a-733, 82a-737, 82a-738, 82a-739, 82a-762, 82a-767,
 4 82a-771, 82a-773, 82a-902, 82a-903, 82a-905, 82a-906, 82a-922, 82a-
 5 923, 82a-954, ~~82a-1021, 82a-1023, 82a-1025, 82a-1027, 82a-1034,~~
 6 ~~82a-1042, 82a-1101, 82a-1103, 82a-1203, 82a-1214, 82a-1216,~~ 82a-
 7 1301, 82a-1303, 82a-1311a, 82a-1315b, 82a-1315c, 82a-1332, 82a-
 8 1333, 82a-1335, 82a-1345, 82a-1347, 82a-1348, 82a-1349, 82a-1360,
 9 82a-1361, 82a-1362, 82a-1363, 82a-1364, 82a-1367, 82a-1368, 82a-
 10 1370, 82a-1402, 82a-1501, 82a-1502, 82a-1604, 82a-1605, 82a-1606,
 11 82a-1608, 82a-1609, 82a-1703, 82a-1704, 82a-1803, 82a-1804, 82a-
 12 1805, 82a-1901, 82a-1904, 82a-1905, 82a-1906, 82a-2001, 82a-2007,
 13 82a-2101, 82a-2301, 82a-2302, 82a-2303, 82a-2304, 82a-2305, 82a-
 14 2310, 82a-2311, 82a-2312, 82a-2313, 82a-2314, 82a-2317, 82a-2324,
 15 82a-2402, 82a-2403, 82a-2404, 82a-2406, 82a-2407, 82a-2408, 82a-
 16 2411, 82a-2412, 82a-2414, 82a-2415, 82a-2416 and 82a-2419 and
 17 K.S.A. 2021 Supp. 2-1903, 2-1904, 2-1915, 2-1933, 2-3318, ~~2-3702, 2-~~
 18 ~~3708, 2-3709,~~ 12-541, 12-636, 12-761, 12-766, ~~12-2713, 48-1603, 48-~~
 19 ~~1606, 48-1608, 49-511, 49-512, 49-513, 49-517,~~ 49-603, 49-618, 49-
 20 623, 55-153, ~~55-1,117, 55-1,117a, 55-1,119, 65-171v, 65-180,~~ 75-3036,
 21 75-5133, 82a-736, 82a-1602, 82a-1603 and 82a-1702 and repealing the
 22 existing sections.
 23

24 *Be it enacted by the Legislature of the State of Kansas:*

25 New Section 1. (a) There is hereby established within the executive
 26 branch of government the Kansas department of water ~~and environment~~.

27 (b) The provisions of the Kansas governmental operations
 28 accountability law shall apply to the Kansas department of water ~~and~~
 29 ~~environment~~. The department shall be subject to audit, review and
 30 evaluation under such law.

31 New Sec. 2. (a) (1) The Kansas department of water ~~and environment~~
 32 shall be administered under the direction and supervision of a secretary of
 33 water ~~and environment~~. The secretary shall be appointed by the governor
 34 with the consent of the senate as provided in K.S.A. 75-4315b, and
 35 amendments thereto. Except as provided by K.S.A. 46-2601, and
 36 amendments thereto, no person appointed as secretary shall exercise any
 37 power, duty or function as secretary until confirmed by the senate.

38 (2) The secretary shall be in the unclassified service under the Kansas
 39 civil service act and shall receive an annual salary to be fixed by the
 40 governor. The secretary shall be a member of the governor's cabinet. The
 41 secretary shall serve at the pleasure of the governor.

42 (3) (A) The secretary shall maintain an office in Topeka, Kansas, and
 43 may maintain offices and facilities to carry out the functions of the

(c) The provisions of this section shall become effective on and after July 1, 2023.

Strike "and environment" in all titles for new department and secretary.

New titles are "Kansas department of water" and "secretary of water"

1 (2) appoint employees for the office of the secretary as necessary to
2 enable the secretary to carry out the duties of the office. Such employees
3 shall be within the unclassified service under the Kansas civil service act
4 and shall be subject to assignment and reassignment of duty within the
5 office as may be determined by the secretary;

6 (3) enter into such contracts and agreements as necessary or
7 incidental to the performance of the powers and duties of the secretary;

8 (4) designate an official seal and alter such official seal at the
9 secretary's pleasure;

10 (5) sue, be sued, plead and be impleaded in the name of the
11 department;

12 (6) charge and collect, by order, a fee necessary for the administration
13 and processing of paper documents, including, but not limited to,
14 applications, registrations, permits, licenses, certifications, renewals,
15 reports and remittance of fees that are necessary or incidental to the
16 execution of the laws relating to the Kansas department of water ~~and~~
17 ~~environment~~. Such fee shall be in addition to any fee that the secretary is
18 authorized to charge by law and may be up to 6% of such applicable fee
19 amount, except that such fee shall not exceed \$50 and shall only be
20 charged when an electronic system for processing the documents exists;
21 and

22 (7) do such other acts as necessary and proper to carry out the
23 purposes of the water and environment laws of this state and to better
24 protect, conserve, control, use, increase, develop and provide for the
25 enjoyment of the water and environment of this state.

26 New Sec. 3. (a) (1) The division of water and environmental planning
27 is hereby created within the Kansas department of water ~~and environment~~.

28 (2) The Kansas water office and the office of the director of the
29 Kansas water office established pursuant to K.S.A. 74-2613, and
30 amendments thereto, are hereby abolished. All of the powers, duties and
31 functions of the existing Kansas water office are hereby transferred to the
32 Kansas department of water ~~and environment~~, division of water and
33 environmental planning.

34 (3) Whenever the Kansas water office, or words of like effect, is
35 referred to or designated by any statute, rule and regulation, contract or
36 any other document, including any statute, rule and regulation, contract or
37 any document created pursuant to the authorities transferred by this
38 section, such reference or designation shall apply to the division of water
39 and environmental planning.

40 (4) On July 1, 2023, officers and employees who, immediately prior
41 to such date, were engaged in the performance of powers, duties or
42 functions that are transferred pursuant to the provisions of this section and
43 who, in the opinion of the secretary of water ~~and environment~~, are

(f) The provisions of this section shall become effective on and after July 1, 2023.

- 1 thereto;
- 2 (7) the coordination of streambank projects, K.S.A. 82a-1101 et seq.,
- 3 and amendments thereto;
- 4 (8) the water marketing fund, K.S.A. 82a-1301 et seq., and
- 5 amendments thereto;
- 6 (9) the state water plan storage act, K.S.A. 82a-1301 et seq., and
- 7 amendments thereto;
- 8 (10) the water assurance program act, K.S.A. 82a-1330 et seq., and
- 9 amendments thereto;
- 10 (11) the financing of large reservoir projects, K.S.A. 82a-1360 et seq.,
- 11 and amendments thereto;
- 12 (12) the Kansas weather modification act, K.S.A. 82a-1401, et seq.,
- 13 and amendments thereto;
- 14 (13) the water transfer act, K.S.A. 82a-1501 et seq., and amendments
- 15 thereto;
- 16 (14) the multipurpose small lakes program act, K.S.A. 82a-1601 et
- 17 seq., and amendments thereto;
- 18 (15) water litigation and the associated funds, K.S.A. 82a-1801 et
- 19 seq., and amendments thereto;
- 20 (16) the clean drinking water fee, K.S.A. 82a-2101, and amendments
- 21 thereto;
- 22 (17) the lower smoky hill water supply access program, K.S.A. 82a-
- 23 2301 et seq., and amendments thereto; and
- 24 (18) the reservoir improvement district act, K.S.A. 82a-2401, and
- 25 amendments thereto.

26 New Sec. 4. (a) (1) The division of ~~environment and~~ conservation is
 27 hereby created within the Kansas department of water ~~and environment~~.

28 (2) ~~(A) The Kansas department of health and environment, division~~
 29 ~~of environment and the office of the director of the division of~~
 30 ~~environment established pursuant to K.S.A. 75-5605, and amendments~~
 31 ~~thereto, are hereby abolished. All of the powers, duties and functions of the~~
 32 ~~existing Kansas department of health and environment, division of~~
 33 ~~environment are hereby transferred to the Kansas department of water and~~
 34 ~~environment, division of environment and conservation.~~

35 ~~(B) The Kansas department of agriculture, division of conservation~~
 36 ~~and the office of the executive director of the division of conservation~~
 37 ~~established pursuant to K.S.A. 74-5,126, and amendments thereto, are~~
 38 ~~hereby abolished. All of the powers, duties and functions of the existing~~
 39 ~~Kansas department of agriculture, division of conservation are hereby~~
 40 ~~transferred to the division of ~~environment and~~ conservation.~~

41 (3) ~~(A) Whenever the Kansas department of health and environment,~~
 42 ~~division of environment, or words of like effect, is referred to or~~
 43 ~~designated by any statute, rule and regulation, contract or any other~~

(d) The provisions of this section shall become effective on and after July 1, 2023.

Strike "environment and" for all division references.

New title of division is "division of conservation" for all sections

Kansas department of water,

1 ~~document, including any statute, rule and regulation, contract or any~~
2 ~~document created pursuant to the authorities transferred by this section,~~
3 ~~such reference or designation shall apply to the division of environment~~
4 ~~and conservation.~~

5 (B) Whenever the Kansas department of agriculture, division of
6 conservation, or words of like effect, is referred to or designated by any
7 statute, rule and regulation, contract or any other document, including any
8 statute, rule and regulation, contract or any document created pursuant to
9 the authorities transferred by this section, such reference or designation
10 shall apply to the ~~division of environment and~~ conservation.

Kansas department of water,

11 (4) On July 1, 2023, officers and employees who, immediately prior
12 to such date, were engaged in the performance of powers, duties or
13 functions that are transferred pursuant to the provisions of this section and
14 who, in the opinion of the secretary of water ~~and environment~~, are
15 necessary to perform the powers, duties and functions of the Kansas
16 department of water ~~and environment~~, division of ~~environment and~~
17 conservation shall be transferred to and shall become officers and
18 employees of such department. Such officers or employees shall retain all
19 retirement benefits and all rights of civil service that had accrued or vested
20 in such officers or employees prior to July 1, 2023.

21 (5) (A) On and after July 1, 2023, when any conflict arises as to the
22 disposition of any power, duty or function or the unexpended balance of
23 any appropriation as a result of any transfer made by this section or under
24 the authority of this section, such conflict shall be resolved by the
25 governor, and the decision of the governor shall be final.

26 (B) In all cases under the provisions of this section where part or all
27 of the powers, duties and functions of any state agency are divided
28 between the ~~division of environment and~~ conservation and any other state
29 agency, the ~~division of environment and~~ conservation shall succeed to all
30 property and records that were used for or pertain to the performance of
31 the powers, duties and functions transferred to the ~~division of environment~~
32 ~~and~~ conservation. Any conflict as to the proper disposition of property or
33 records arising under this section and resulting from the transfer,
34 attachment or abolition of any state agency, or all or part of the powers,
35 duties and functions thereof, shall be determined by the governor, and the
36 decision of the governor shall be final.

Kansas department of water,

37 (6) (A) ~~On July 1, 2023, the balance of all funds appropriated and~~
38 ~~reappropriated to the Kansas department of health and environment,~~
39 ~~division of environment, including the balance of all funds appropriated~~
40 ~~and reappropriated associated with the authorities transferred by this~~
41 ~~section, is hereby transferred to the division of environment and~~
42 ~~conservation and shall be used only for the purposes for which the~~
43 ~~appropriation was originally made.~~

1 (B) On July 1, 2023, the balance of all funds appropriated and
 2 reappropriated to the Kansas department of agriculture, division of
 3 conservation, including the balance of all funds appropriated and
 4 reappropriated associated with the authorities transferred by this section, is
 5 hereby transferred to the ~~division of environment and~~ conservation and
 6 shall be used only for the purposes for which the appropriation was
 7 originally made.

Kansas department of water,

8 (C) On July 1, 2023, liability for all accrued compensation or salaries
 9 of officers and employees who, immediately prior to such date, were
 10 engaged in the performance of powers, duties or functions of any state
 11 agency or office abolished or transferred by this section shall be assumed
 12 and paid by the Kansas department of water ~~and environment~~.

13 (b) (1) The Kansas department of water ~~and environment~~, division of
 14 ~~environment and~~ conservation, shall be administered by a director of the
 15 Kansas department of water ~~and environment~~, division of ~~environment and~~
 16 conservation, who shall be in the unclassified service under the Kansas
 17 civil service act. The director of the division of ~~environment and~~
 18 conservation shall be appointed by the secretary of water ~~and environment~~
 19 and shall serve at the pleasure of the secretary.

20 (2) (A) ~~The director of the division of environment and conservation~~
 21 ~~shall be the successor in every way to the same powers, duties and~~
 22 ~~functions that were vested in the director of the Kansas department of~~
 23 ~~health and environment, division of environment, prior to July 1, 2023,~~
 24 ~~except as provided in paragraph (4) and section 2, and amendments~~
 25 ~~thereto. Every act performed under the authority of the director of the~~
 26 ~~division of environment and conservation shall have the same force and~~
 27 ~~effect as if performed by the Kansas department of health and~~
 28 ~~environment, division of environment, or the director thereof, prior to July~~
 29 ~~1, 2023, except as provided paragraph (4) and section 2, and amendments~~
 30 ~~thereto.~~

Kansas department of water,

31 (B) The director of the ~~division of environment and~~ conservation
 32 shall be the successor in every way to the same powers, duties and
 33 functions that were vested in the executive director of the Kansas
 34 department of agriculture, division of conservation, prior to July 1, 2023,
 35 except as provided in paragraph (4) and section 2, and amendments
 36 thereto. Every act performed under the authority of the director of the
 37 division of ~~environment and~~ conservation shall have the same force and
 38 effect as if performed by the Kansas department of agriculture, division of
 39 conservation, or the executive director thereof, prior to July 1, 2023,
 40 except as provided in paragraph (4) and section 2, and amendments
 41 thereto.

42 (3) (A) ~~Whenever the director of the Kansas department of health and~~
 43 ~~environment, division of environment, or words of like effect, is referred~~

1 ~~to or designated by any statute, rule and regulation, contract or any other~~
2 ~~document, including any statute, rule and regulation, contract or any~~
3 ~~document created pursuant to the authorities transferred by this section,~~
4 ~~such reference or designation shall apply to the director of the division of~~
5 ~~environment and conservation.~~

6 (B) Whenever the executive director of the Kansas department of
7 agriculture, division of conservation, or words of like effect, is referred to
8 or designated by any statute, rule and regulation, contract or any other
9 document, including any statute, rule and regulation, contract or any
10 document created pursuant to the authorities transferred by this section,
11 such reference or designation shall apply to the director of the division of
12 ~~environment and conservation.~~

Kansas department of water,

13 (4) (A) ~~All rules and regulations of the Kansas department of health~~
14 ~~and environment or the secretary of health and environment adopted~~
15 ~~pursuant to the authorities transferred by this section in existence on July~~
16 ~~1, 2023, shall continue to be effective and shall be duly adopted rules and~~
17 ~~regulations of the secretary of water and environment until revised,~~
18 ~~amended, revoked or nullified pursuant to law.~~

19 (B) ~~All rules and regulations of the Kansas department of health and~~
20 ~~environment, division of environment or the director of the division of~~
21 ~~environment in existence on July 1, 2023, shall continue to be effective~~
22 ~~and shall be duly adopted rules and regulations of the secretary of water~~
23 ~~and environment until revised, amended, revoked or nullified pursuant to~~
24 ~~law.~~

25 (C) All rules and regulations of the Kansas department of agriculture,
26 division of conservation or the secretary of agriculture adopted pursuant to
27 the authorities transferred by this section in existence on July 1, 2023,
28 shall continue to be effective and shall be duly adopted rules and
29 regulations of the secretary of water ~~and environment~~ until revised,
30 amended, revoked or nullified pursuant to law.

31 (D) All powers of the ~~Kansas department of health and environment,~~
32 ~~the secretary of health and environment, the Kansas department of health~~
33 ~~and environment, division of environment, the director of the division of~~
34 ~~environment,~~ the Kansas department of agriculture, division of
35 conservation or the secretary of agriculture to adopt rules and regulations
36 pursuant to the authorities transferred by this section shall transfer to the
37 secretary of water ~~and environment.~~

38 (5) (A) ~~All orders or directives of the Kansas department of health~~
39 ~~and environment or the secretary of health and environment issued~~
40 ~~pursuant to the authorities transferred by this section, in existence on July~~
41 ~~1, 2023, shall continue to be effective and shall be the orders or directives~~
42 ~~of the secretary of water and environment until revised, amended, repealed~~
43 ~~or nullified pursuant to law.~~

1 ~~(B) All orders or directives of the director of the Kansas department~~
 2 ~~of health and environment, division of environment, in existence on July 1,~~
 3 ~~2023, shall continue to be effective and shall be the orders or directives of~~
 4 ~~the secretary of water and environment until revised, amended, repealed or~~
 5 ~~nullified pursuant to law.~~

6 (C) All orders or directives of the director of the Kansas department
 7 of agriculture, division of conservation, in existence on July 1, 2023, shall
 8 continue to be effective and shall be the orders or directives of the
 9 secretary of water and environment until revised, amended, repealed or
 10 nullified pursuant to law.

11 (6) (A) ~~On July 1, 2023, the director of the division of environment~~
 12 ~~and conservation shall succeed to whatever right, title or interest the~~
 13 ~~Kansas department of health and environment, division of environment,~~
 14 ~~has acquired in any real property in this state, and the director shall hold~~
 15 ~~such right, title or interest for and in the name of the state of Kansas. On~~
 16 ~~and after July 1, 2023, whenever any statute, contract, deed or other~~
 17 ~~document, including any statute, contract, deed or other document created~~
 18 ~~pursuant to the authorities transferred by this section, concerns the power~~
 19 ~~or authority of the Kansas department of health and environment, division~~
 20 ~~of environment to acquire, hold or dispose of real property or any interest~~
 21 ~~therein, the director of the division of environment and conservation, shall~~
 22 ~~succeed to such power or authority.~~

23 (B) On July 1, 2023, the director of the ~~division of environment and~~
 24 ~~conservation shall succeed to whatever right, title or interest the Kansas~~
 25 ~~department of agriculture, division of conservation has acquired in any real~~
 26 ~~property in this state, and the director shall hold such right, title or interest~~
 27 ~~for and in the name of the state of Kansas. On and after July 1, 2023,~~
 28 ~~whenever any statute, contract, deed or other document concerns the~~
 29 ~~power or authority of the Kansas department of agriculture, division of~~
 30 ~~conservation to acquire, hold or dispose of real property or any interest~~
 31 ~~therein, the director of the ~~division of environment and~~ conservation shall~~
 32 ~~succeed to such power or authority.~~

Kansas department of water,

33 (c) The powers, duties and functions transferred by this section
 34 include, but are not limited to, responsibilities concerning:

35 (1) ~~The bureau of air, including, but not limited to:~~
 36 (A) ~~Limiting methyl tertiary-butyl ether in motor vehicle fuel, K.S.A.~~
 37 ~~55-527, and amendments thereto;~~

38 (B) ~~the residential childhood lead poisoning prevention act, K.S.A.~~
 39 ~~65-1,200 et seq., and amendments thereto;~~

40 (C) ~~the Kansas air quality act, K.S.A. 65-3001 et seq., and~~
 41 ~~amendments thereto; and~~

42 (D) ~~asbestos control, K.S.A. 65-5301 et seq., and amendments~~
 43 ~~thereto;~~

- 1 ~~(2) environmental field services, including, but not limited to:~~
2 ~~(A) The Kansas chemigation safety law, K.S.A. 2-3301 et seq., and~~
3 ~~amendments thereto;~~
4 ~~(B) county sanitation controls, K.S.A. 19-3701 et seq., and~~
5 ~~amendments thereto;~~
6 ~~(C) disposal of dead animals, K.S.A. 47-1214, and amendments~~
7 ~~thereto;~~
8 ~~(D) providing staff engineers for feedlot planning assistance, K.S.A.~~
9 ~~47-1511, and amendments thereto;~~
10 ~~(E) confined feeding facilities for swine, K.S.A. 65-1,178 et seq., and~~
11 ~~amendments thereto; and~~
12 ~~(F) nonpoint source pollution control, K.S.A. 75-5657, and~~
13 ~~amendments thereto, and 33 U.S.C. § 1329;~~
14 ~~(3) environmental remediation, including, but not limited to:~~
15 ~~(A) The Kansas agriculture remediation program, K.S.A. 2-3708 et~~
16 ~~seq., and amendments thereto;~~
17 ~~(B) the nuclear energy development and radiation control act, K.S.A.~~
18 ~~48-1601 et seq., and amendments thereto;~~
19 ~~(C) the mined land conservation and reclamation act, K.S.A. 49-401~~
20 ~~et seq., and amendments thereto;~~
21 ~~(D) relocation assistance for Treece community in Cherokee county,~~
22 ~~K.S.A. 49-513, and amendments thereto;~~
23 ~~(E) the surface-mining land conservation and reclamation act, K.S.A.~~
24 ~~49-601 et seq., and amendments thereto;~~
25 ~~(F) the abatement of nuisances, K.S.A. 65-159 and 65-160, and~~
26 ~~amendments thereto;~~
27 ~~(G) cleanup operations for water and soil pollutants, K.S.A. 65-171v,~~
28 ~~and amendments thereto;~~
29 ~~(H) environmental use controls, K.S.A. 65-1,221 et seq., and~~
30 ~~amendments thereto;~~
31 ~~(I) environmental response, K.S.A. 65-3452a et seq., and~~
32 ~~amendments thereto;~~
33 ~~(J) the Kansas storage tank act, K.S.A. 65-34,100 et seq., and~~
34 ~~amendments thereto;~~
35 ~~(K) the Kansas drycleaner environmental response act, K.S.A. 65-~~
36 ~~34,141 et seq., and amendments thereto;~~
37 ~~(L) the voluntary cleanup and property redevelopment act, K.S.A. 65-~~
38 ~~34,161 et seq., and amendments thereto;~~
39 ~~(M) the risk management program, K.S.A. 65-34,176, and~~
40 ~~amendments thereto;~~
41 ~~(N) the contaminated property redevelopment act, K.S.A. 65-34,177~~
42 ~~et seq., and amendments thereto;~~
43 ~~(O) the Kansas chemical control act, K.S.A. 65-7001 et seq., and~~

1 ~~amendments thereto;~~
2 ~~(P) the natural resources damages trust fund, K.S.A. 75-5672, and~~
3 ~~amendments thereto; and~~
4 ~~(Q) the state water resources planning act, K.S.A. 82a-901a et seq.,~~
5 ~~and amendments thereto;~~
6 ~~(4) health and environment laboratories, including, but not limited to:~~
7 ~~(A) Prenatal serological tests for detection of syphilis and hepatitis b,~~
8 ~~K.S.A. 65-153f, and amendments thereto;~~
9 ~~(B) analysis of water, K.S.A. 65-156 and 65-157, and amendments~~
10 ~~thereto;~~
11 ~~(C) screening newborn infants for certain genetic diseases, K.S.A. 65-~~
12 ~~180, and amendments thereto;~~
13 ~~(D) authority to approve certain laboratories, K.S.A. 65-1,107 et seq.,~~
14 ~~and amendments thereto;~~
15 ~~(E) samples of drugs collected by the state board of pharmacy, K.S.A.~~
16 ~~65-1629, and amendments thereto; and~~
17 ~~(F) the office of laboratory services, K.S.A. 75-5608 through 75-~~
18 ~~5609a, and amendments thereto;~~
19 ~~(5) waste management, including, but not limited to:~~
20 ~~(A) Solid waste management, K.S.A. 65-3401 et seq., and~~
21 ~~amendments thereto;~~
22 ~~(B) used and waste tires, K.S.A. 65-3424 et seq., and amendments~~
23 ~~thereto;~~
24 ~~(C) hazardous waste management, K.S.A. 65-3430 et seq., and~~
25 ~~amendments thereto; and~~
26 ~~(D) the hazardous waste management fund, K.S.A. 65-3491, and~~
27 ~~amendments thereto;~~
28 ~~(6) water, including, but not limited to:~~
29 ~~(A) Local sewage disposal facilities and improvements, K.S.A. 12-~~
30 ~~3710 et seq., and amendments thereto;~~
31 ~~(B) sewer district management, K.S.A. 19-27a01 et seq., and~~
32 ~~amendments thereto;~~
33 ~~(C) marine sewage, K.S.A. 32-1152 through 32-1154, and~~
34 ~~amendments thereto;~~
35 ~~(D) regulation of underground storage of hydrocarbons and salt~~
36 ~~solution mining wells, K.S.A. 55-1,117 et seq., and amendments thereto;~~
37 ~~(E) public water supply and sewage systems, K.S.A. 65-161 et seq.,~~
38 ~~and amendments thereto;~~
39 ~~(F) water pollution control, K.S.A. 65-3301 et seq., and amendments~~
40 ~~thereto;~~
41 ~~(G) certification of water and wastewater treatment operators, K.S.A.~~
42 ~~65-4501 et seq., and amendments thereto;~~
43 ~~(H) the Kansas groundwater exploration and protection act, K.S.A.~~

1 ~~82a-1201 et seq., and amendments thereto;~~
 2 ~~(I) the water transfer act, K.S.A. 82a-1501 et seq., and amendments~~
 3 ~~thereto;~~
 4 (J) the multipurpose small lakes program act, K.S.A. 82a-1601, and
 5 amendments thereto;
 6 (K) water development projects, K.S.A. 82a-1701 et seq., and
 7 amendments thereto; and
 8 (L) classifying stream segments, K.S.A. 82a-2001 et seq., and
 9 amendments thereto; and
 10 ~~(7) conservation management, including, but not limited to:~~
 11 (A) Conservation district management pursuant to the conservation
 12 districts law provided in K.S.A. 2-1901 et seq., and amendments thereto;
 13 and
 14 (B) the state conservation commission established by K.S.A. 2-1904,
 15 and amendments thereto, and continued in existence by K.S.A. 74-5,128,
 16 and amendments thereto.
 17 New Sec. 5. (a) (1) The division of water resources is hereby created
 18 within the Kansas department of water ~~and environment~~.
 19 (2) The Kansas department of agriculture, division of water resources
 20 established pursuant to K.S.A. 74-506a, and amendments thereto, and the
 21 office of the chief engineer of the division of water resources established
 22 pursuant to K.S.A. 74-506d, and amendments thereto, are hereby
 23 abolished. All of the powers, duties and functions of the existing Kansas
 24 department of agriculture, division of water resources are hereby
 25 transferred to the Kansas department of water ~~and environment~~, division of
 26 water resources.
 27 (3) Whenever the Kansas department of agriculture, division of water
 28 resources, or words of like effect, is referred to or designated by any
 29 statute, rule and regulation, contract or any other document, including any
 30 statute, rule and regulation, contract or any document created pursuant to
 31 the authorities transferred by this section, such reference or designation
 32 shall apply to the Kansas department of water ~~and environment~~, division
 33 of water resources.
 34 (4) On July 1, 2023, officers and employees who, immediately prior
 35 to such date, were engaged in the performance of powers, duties or
 36 functions that are transferred pursuant to the provisions of this section and
 37 who, in the opinion of the secretary of water ~~and environment~~, are
 38 necessary to perform the powers, duties and functions of the Kansas
 39 department of water ~~and environment~~, division of water resources, shall be
 40 transferred to and shall become officers and employees of such
 41 department. Such officers or employees shall retain all retirement benefits
 42 and all rights of civil service that had accrued or vested in such officers or
 43 employees prior to July 1, 2023.

(C) the Kansas agricultural liming materials act, K.S.A. 2-2901 et seq., and amendments thereto;
 (D) the watershed district act, K.S.A. 24-1201 et seq., and amendments thereto;
 and
 (E) the clean drinking water fee, K.S.A. 82a-2101, and amendments thereto.
 (d) The provisions of this section shall become effective on and after July 1, 2023.

And redesignate subsection (c) into paragraphs in numerical order

- 1 (3) drainage and levees, K.S.A. 24-126, and amendments thereto;
- 2 (4) the watershed district act, K.S.A. 24-1201 et seq., and
- 3 amendments thereto;
- 4 (5) irrigation districts, K.S.A. 42-701 et seq., and amendments
- 5 thereto;
- 6 (6) the water projects environmental coordination act, K.S.A. 82a-
- 7 325 et seq., and amendments thereto;
- 8 (7) drought monitoring, K.S.A. 48-924 and 74-2608, and
- 9 amendments thereto;
- 10 (8) dams and other obstructions in streams, K.S.A. 82a-301 et seq.,
- 11 and amendments thereto;
- 12 (9) rural water districts pursuant to K.S.A. 82a-612 et seq., and
- 13 amendments thereto;
- 14 (10) water appropriations, K.S.A. 82a-701 et seq., and amendments
- 15 thereto;
- 16 (11) groundwater management districts act, K.S.A. 82a-1020 et seq.,
- 17 and amendments thereto;
- 18 (12) the state water plan storage act, K.S.A. 82a-1301 et seq., and
- 19 amendments thereto;
- 20 (13) the water assurance program act, K.S.A. 82a-1330 et seq., and
- 21 amendments thereto; and
- 22 (14) the water transfer act, K.S.A. 82a-1501 et seq., and amendments
- 23 thereto.

(d) The provisions of this section shall become effective on and after July 1, 2023.

24 ~~New Sec. 6. The name of the Kansas department of health and~~
 25 ~~environment is hereby changed to the Kansas department of health. Except~~
 26 ~~as provided in sections 2 through 5, and amendments thereto, all~~
 27 ~~properties, moneys, appropriations, rights and authorities now vested in~~
 28 ~~the Kansas department of health and environment are hereby vested in the~~
 29 ~~Kansas department of health. Except as provided in sections 2 through 5,~~
 30 ~~and amendments thereto, whenever the title of the Kansas department of~~
 31 ~~health and environment, or words of like effect, is referred to or designated~~
 32 ~~by any statute, contract or other document, such reference or designation~~
 33 ~~shall apply to the Kansas department of health. Nothing in this section~~
 34 ~~shall be construed to abolish the Kansas department of health and~~
 35 ~~environment or the office of the secretary of health and environment or to~~
 36 ~~reestablish the department.~~

Strike Section 6

37 New Sec. 7. (a) There is hereby established in the state treasury the
 38 water and environment maintenance fund. The water and environment
 39 maintenance fund shall be administered by the secretary of water ~~and~~
 40 ~~environment~~ in coordination with the water and environment maintenance
 41 board as provided by section 8, and amendments thereto. All moneys
 42 received pursuant to this section shall be remitted to the state treasurer in
 43 accordance with the provisions of K.S.A. 75-4215, and amendments

(g) The provisions of this section shall become effective on and after July 1, 2023.

1 this section.

2 New Sec. 8. (a) There is hereby established the water and
3 environment maintenance board. The water and environment maintenance
4 board shall consist of seven members as follows:

5 (1) The secretary of the Kansas department of water ~~and~~
6 ~~environment~~, to serve as chairperson;

7 (2) the chairperson of the Kansas water authority;

8 (3) the state treasurer;

9 (4) one member of the Kansas senate to be appointed by the president
10 of the senate;

11 (5) one member of the Kansas house of representatives to be
12 appointed by the speaker of the house of representatives;

13 (6) two members of the general public appointed by the governor
14 who have special technical experience and knowledge about water issues
15 and the water industry, subject to confirmation by the senate as provided in
16 K.S.A. 75-4315b, and amendments thereto.

17 (b) The water and environment maintenance board shall meet at least
18 four times in each calendar year at any location in Kansas upon call of the
19 chairperson.

20 (c) Members of the board appointed by the legislature and governor
21 shall serve terms of two years and until their successors are appointed and
22 qualified. In the event a vacancy occurs on the board, a successor shall be
23 appointed to fill the unexpired term in the same manner as the member
24 was originally appointed.

25 (d) A majority of the board members shall constitute a quorum for the
26 transaction of business. Any action of the board shall require the
27 affirmative vote of a majority of those members at any meeting where a
28 quorum is present.

29 (e) Members of the board attending regular or special meetings or
30 subcommittee meetings authorized by the board shall be paid amounts for
31 expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and
32 amendments thereto.

33 (f) The board shall:

34 (1) Oversee the water and environment maintenance fund to ensure
35 the proper use of moneys and resources to promote proper water
36 conservation, quality and use in Kansas;

Approve the

37 (2) ~~make recommendations for an~~ agency budget for the Kansas
38 department of water ~~and environment~~ established by section 1, and
39 amendments thereto, to fund the agency and its objectives and to
40 implement the state water plan, including all projects, initiatives and
41 programs created to serve the purposes of the agency; and

drawn from the water and environment maintenance fund

42 (3) annually, before the 10th day of each regular session of the
43 legislature, submit a written report to the governor and to the house

or to provide funding to other state agencies for projects, initiatives and programs that relate to water or that implement the state water plan.

1 standing committee on water, the house standing committee on agriculture
2 and the senate standing committee on agriculture and natural resources and
3 any other appropriate committees providing:

4 (A) Summary financial information and a statement of assurance that
5 the Kansas department of water ~~and environment~~ has prepared a
6 comprehensive financial report of all funds for the preceding year
7 including a report by independent public accountants attesting that the
8 financial statements present fairly the financial position of the Kansas
9 department of water ~~and environment~~ and the water and environment
10 maintenance fund in conformity with generally accepted accounting
11 principles;

12 (B) all revenue available for the water and environment maintenance
13 fund, including, but not limited to, moneys dedicated to the state water
14 plan fund, water rights or appropriation fees or other miscellaneous fees
15 that are deposited into the water and environment maintenance fund or any
16 division of the Kansas department of water ~~and environment~~;

17 (C) a detailed breakdown of anticipated annual expenditures for the
18 next three fiscal years on agency programs, projects and operations;

19 (D) all committed expenditures identified by program or project;

20 (E) specific recommendations for any statutory changes necessary for
21 the successful, efficient and effective operation of the Kansas department
22 of water ~~and environment~~;

23 (F) information concerning the condition and performance of the state
24 water systems and information concerning various other water issues
25 affecting the state; and

26 (G) an explanation of any material changes from the previous annual
27 report.

(g) The provisions of this section shall become effective on and after July 1, 2023.

28 New Sec. 9. (a) Except as provided in subsection (f), on and after
29 July 1, 2023, there is hereby imposed an annual water rights fee on all
30 existing owners of a water right or permit to appropriate water for
31 beneficial use developed in accordance with the Kansas water
32 appropriation act ~~by the chief engineer~~. The water rights fee is based on the
33 ~~authorized quantity of the water right~~ in an amount equal to \$1 per acre
34 foot of ~~authorized quantity~~. The water rights fee shall be an amount not
35 less than \$25 and not more than \$250.

amount of water used in the previous calendar year

36 (b) The fee imposed by subsection (a) shall be paid annually to the
37 chief engineer when the owner of a water right or permit to appropriate
38 water for beneficial use submits the annual water use report required by
39 K.S.A. 82a-732, and amendments thereto. Any owner of a water right or
40 permit to appropriate water for beneficial use who fails to pay the water
41 rights fee shall be considered a violation of the water appropriation act
42 pursuant to K.S.A. 82a-737, and amendments thereto, and subject to a
43 penalty not to exceed \$100 per water right. In addition to assessing a civil

water used

1 penalty as provided in this section, the chief engineer may issue an order
2 indefinitely suspending all water use under such water right or permit until
3 such time that the water rights fee, and any additional penalties, has been
4 submitted to the chief engineer.

5 (c) No civil penalty or suspension of a water right or use of water
6 shall be imposed pursuant to this section except on written order of the
7 chief engineer or duly authorized agent of the chief engineer. Such order
8 shall state the nature of the violation, the factual basis for the finding, the
9 penalty to be imposed and the appropriate procedure for appeal of the
10 order, as established by K.S.A. 82a-1901, and amendments thereto.

11 (d) Any person aggrieved by an order of the chief engineer, or the
12 chief engineer's duly authorized agent, pursuant to this section may request
13 a hearing or review as provided by K.S.A. 82a-1901, and amendments
14 thereto, and, upon exhaustion of administrative remedies, may appeal to
15 the district court in the manner provided by the Kansas judicial review act.

16 (e) All water rights fees and any additional penalties collected by the
17 secretary of water and environment pursuant to this section shall be
18 remitted to the state treasurer in accordance with the provisions of K.S.A.
19 75-4215, and amendments thereto. Upon receipt of each such remittance,
20 the state treasurer shall deposit the entire amount in the state treasury to
21 the credit of the water and environment maintenance fund created by
22 section 6, and amendments thereto.

23 (f) Any owner of a water right or permit to appropriate water for
24 beneficial use that is subject to the water protection fee prescribed in
25 K.S.A. 82a-954, and amendments thereto, shall not be subject to the fee
26 imposed by subsection (a).

or assessed an annual water user charge by a
groundwater management district pursuant to K.S.A.
82a-1030, and amendments thereto,

27 (g) The provisions of this section shall be a part of and supplemental
28 to the Kansas water appropriation act.

(h) The provisions of this section shall become
effective on and after July 1, 2023.

29 ~~New Sec. 10. (a) Elections of members of the district board shall be~~
30 ~~nonpartisan and conducted by the county election officer of the county~~
31 ~~where the home office of the district is located. In any district having~~
32 ~~territory in more than one county, the county election officers of all such~~
33 ~~counties shall cooperate with the county election officer of the county~~
34 ~~where the home office is located. General elections for district board~~
35 ~~directors shall be held on the Tuesday following the first Monday in~~
36 ~~November of each odd-numbered year.~~

Strike Sections 10 through 12

37 ~~(b) Primary elections for district board directors shall be held on the~~
38 ~~first Tuesday of August of each odd-numbered year in accordance with~~
39 ~~K.S.A. 25-205, and amendments thereto.~~

40 ~~(c) Notice of the time and place of holding each primary and general~~
41 ~~election shall be published by the county election officer in a newspaper~~
42 ~~published in the county in accordance with K.S.A. 25-105 and 25-209, and~~
43 ~~amendments thereto.~~

1 ~~(d) Primary and general elections of district board directors shall be~~
2 ~~conducted jointly with other local elections insofar as is practicable. Any~~
3 ~~officer or board having responsibility for any other local election held on~~
4 ~~the date of a primary or general election of district board directors shall~~
5 ~~cooperate with the election officer. If a difference arises that cannot be~~
6 ~~agreed upon, determination of the difference shall be made by the election~~
7 ~~officer, unless such difference involves a question that is provided by law~~
8 ~~to be determined and made by the secretary of state, and in such case the~~
9 ~~determination shall be made by the secretary of state. Any determination~~
10 ~~of a difference made by the officer responsible under this section shall be~~
11 ~~conclusive.~~

12 ~~(e) If there are more than three times the number of candidates as~~
13 ~~there are board directors to be elected, the county election officer shall~~
14 ~~call, and there shall be held, a primary election. The names of twice the~~
15 ~~number of candidates as there are board directors to be elected who~~
16 ~~receive the greatest number of votes at the primary election shall appear on~~
17 ~~the ballots in the general election. If there are not more than three times the~~
18 ~~number of candidates as there are board directors to be elected, there shall~~
19 ~~not be a primary election and the names of the candidates shall be placed~~
20 ~~on the ballots in the general election.~~

21 ~~(f) On the ballots in general elections for district board directors,~~
22 ~~blank lines for the names of write-in candidates shall be printed at the end~~
23 ~~of the list of candidates for each different office. The number of blank~~
24 ~~lines for each elected office shall be equal to the number of candidates to~~
25 ~~be elected thereto. Such blank lines shall permit the voter to insert the~~
26 ~~name of any person not printed on the ballot for whom such voter desires~~
27 ~~to vote for such office. No blank lines for write-in candidates shall appear~~
28 ~~on primary district election ballots.~~

29 ~~(g) All board directors shall be elected at large within the district and~~
30 ~~shall reside within the boundaries of the district. Each eligible voter of the~~
31 ~~district shall be entitled to vote for as many candidates as the number of~~
32 ~~board directors that are to be elected but may not cast more than one vote~~
33 ~~for any one candidate. The candidates receiving the greatest number of~~
34 ~~votes cast shall respectively be elected.~~

35 ~~(h) For all districts in existence on July 1, 2021, the board of directors~~
36 ~~elected pursuant to K.S.A. 82a-1026, and amendments thereto, shall~~
37 ~~determine by resolution the number of board directors that will make up~~
38 ~~the board and shall submit such resolution to each county election officer~~
39 ~~where the district territory extends. The board shall select an odd number~~
40 ~~of directors between five, seven or nine to be elected at large from the~~
41 ~~district beginning with the 2023 election. Based on the number of board~~
42 ~~directors selected by the existing board, the top half of board directors~~
43 ~~receiving the most votes of the candidates plus one shall serve four-year~~

1 ~~terms to the board and the remaining candidates elected shall receive two-~~
2 ~~year terms. Thereafter, each board director shall be elected to four year~~
3 ~~terms.~~

4 ~~(i) For any district formed after July 1, 2021, the steering committee~~
5 ~~shall act as the board of directors until the next regularly scheduled~~
6 ~~election.~~

7 ~~(j) This section shall be a part of and supplemental to K.S.A. 82a-~~
8 ~~1020 through 82a-1042, and amendments thereto.~~

9 ~~New Sec. 11. (a) A person may become a candidate for election to a~~
10 ~~district board by either one of the following methods:~~

11 ~~(1) Any person who is an eligible voter of the district may petition to~~
12 ~~be a candidate for board director. Any such person shall file with the~~
13 ~~election officer a petition for such person's candidacy signed by not less~~
14 ~~than 50 electors residing in the district; or~~

15 ~~(2) any person who is an eligible voter of the district may become a~~
16 ~~candidate for board director by filing with the election officer a declaration~~
17 ~~of intent to be such a candidate and paying a filing fee in the amount of~~
18 ~~\$20.~~

19 ~~(b) Every petition or declaration of intent filed under this section shall~~
20 ~~be filed on or before noon on June 1 of each odd-numbered year as~~
21 ~~provided in K.S.A. 25-205, and amendments thereto, and K.S.A. 2021-~~
22 ~~Supp. 25-21a03, and amendments thereto.~~

23 ~~(c) This section shall be a part of and supplemental to K.S.A. 82a-~~
24 ~~1020 through 82a-1042, and amendments thereto.~~

25 ~~New Sec. 12. (a) Any district may change the number of directors,~~
26 ~~subject to section 10(h), and amendments thereto, in the manner provided~~
27 ~~in this section. A proposition to change the number of directors shall first~~
28 ~~be submitted to a vote of the qualified electors of the district at any district~~
29 ~~primary or general election. The board may submit such proposition by~~
30 ~~resolution and shall submit such resolution upon the filing of a petition~~
31 ~~signed by at least 10% of the eligible voters of the district. The petition~~
32 ~~shall be headed "Petition for an election to change the number of directors~~
33 ~~for _____ groundwater management district No. _____,~~
34 ~~_____ county (counties), Kansas," and shall be addressed to the~~
35 ~~board and be filed with the election officer of the county where the board~~
36 ~~office is located. Such petition shall conform to the requirements of article~~
37 ~~36 of chapter 25 of the Kansas Statutes Annotated, and amendments~~
38 ~~thereto, and the petition's sufficiency shall be determined in the manner~~
39 ~~therein provided and shall be certified to the board secretary by the county~~
40 ~~election officer.~~

41 ~~(b) Upon the adoption of a resolution or the certification of a petition~~
42 ~~as provided in this section, the board shall submit the proposition at the~~
43 ~~next district primary or general election for district boards, not less than 60~~

1 days following the adoption or certification. Notice of the petition shall be
2 published in the manner provided by K.S.A. 25-105, and amendments
3 thereto. The form of the ballots to be used at the election shall be as
4 follows:

5 "Shall the _____ groundwater management district No.
6 _____ change the number of directors elected from _____ to _____?"

7 Yes No

8 (c) ~~If a majority of the votes cast upon such proposition shall be in~~
9 ~~favor of the proposal, then at the next regular district election the number~~
10 ~~of at-large positions shall be adjusted accordingly.~~

11 (d) ~~This section shall be a part of and supplemental to K.S.A. 82a-~~
12 ~~1020 through 82a-1042, and amendments thereto.~~

13 New Sec. 13. (a) ~~The board of each district shall annually submit to~~
14 ~~the house standing committee on water, the house standing committee on~~
15 ~~agriculture and the senate standing committee on agriculture and natural~~
16 ~~resources and any other appropriate committees, and any successor~~
17 ~~committees, a written report on the finances and activities of the district in~~
18 ~~the previous calendar year not later than February 1. A representative of~~
19 ~~the board shall appear before the committees upon request. Such report~~
20 ~~shall contain a detailed financial statement and a description of the~~
21 ~~activities undertaken by the board and shall be prepared according to~~
22 ~~generally accepting accounting principles.~~

23 (b) The financial statement included in the annual report shall
24 include, at a minimum, the following information:

25 (1) An itemized list of all income and the source from which the
26 income was received, including any grants and interest income earned;

27 (2) an itemized list of all expenditures by the board; and

28 (3) an accounting of all assets currently held by the board.

29 (c) The annual report shall also include a detailed statement that
30 explains how the expenditures by the board served to further the
31 conservation of groundwater, the prevention of economic deterioration, the
32 stabilization of agriculture or otherwise supported implementation of the
33 district's management program.

34 (d) Failure to timely provide the annual report with the information
35 required by this section shall result in a suspension of the board's authority
36 to make any further expenditures for the calendar year when the report was
37 due, except for costs directly related to completion of the required report.

38 (e) ~~This section shall be a part of and supplemental to K.S.A. 82a-~~
39 ~~1020 through 82a-1042, and amendments thereto.~~

40 ~~New Sec. 14. (a) It is the intent of the legislature that the groundwater~~
41 ~~resources of the state be conserved and extended for the prevention of~~
42 ~~economic deterioration and stabilization of agriculture, pursuant to K.S.A.~~
43 ~~82a-1020, and amendments thereto, by local water users. The legislature~~

Not later than January 31 of each year,

of representatives

most recently audited. If the most recently audited year is not the previous calendar year, then a draft or unaudited report for the previous calendar year shall also be submitted.

Not later than January 15, 2023, the board of each district shall submit to the senate standing committee on agriculture and natural resources, the house of representatives standing committee on agriculture, and the house of representatives standing committee on water a report that includes the following:
(1) An itemized list of each resolution, program established or other action by the board that resulted in measurable conservation of water over the last five years and the total cost of implementation of each item listed;
(2) an itemized list of each resolution, program established or other action by the board that the board believes may have encouraged conservation but did not result in any measurable conservation of water or any other quantifiable data over the last five years and the total costs of implementation of each item listed;
(3) the goals and priorities set by the board for any period over the next 20 years and any actions taken by the board to achieve such goals and priorities; and
(4) a list of the areas within each district that meet the criteria set forth in K.S.A. 82a-1036(a) through (e), and amendments thereto, and any specific actions taken to address the conditions in each area.

Strike Sections 14 through 19

1 ~~has provided tools for districts and local water users to achieve such goals~~
2 ~~with intensive groundwater use control areas designated pursuant to~~
3 ~~K.S.A. 82a-1036, and amendments thereto, and local enhanced~~
4 ~~management areas established pursuant to K.S.A. 82a-1041, and~~
5 ~~amendments thereto. The board of each district shall:~~

6 ~~(1) Identify, not later than January 1, 2024, all areas within each~~
7 ~~district and set reasonable boundaries for each area of concern using data~~
8 ~~from the Kansas geological survey or any other source approved by the~~
9 ~~chief engineer where:~~

10 ~~(A) Groundwater levels are declining or have declined excessively;~~

11 ~~(B) the rate of withdrawal of groundwater equals or exceeds the rate~~
12 ~~of recharge;~~

13 ~~(C) preventable waste of water is occurring or may occur; or~~

14 ~~(D) an unreasonable deterioration of the quality of groundwater is~~
15 ~~occurring or may occur; and~~

16 ~~(2) conduct public education and outreach in each area so that the~~
17 ~~board may develop a plan to address the identified concerns in each area~~
18 ~~based on input from the water right owners and users within the area that~~
19 ~~will support conservation, prevention of economic deterioration and~~
20 ~~stabilization of agriculture, based on the information available. Such plans~~
21 ~~shall be incorporated into the district's management program and~~
22 ~~submitted to the chief engineer by January 1, 2026. As soon as practicable,~~
23 ~~the chief engineer shall review such plans. If such plans are approved by~~
24 ~~the chief engineer, the chief engineer shall implement any plans that~~
25 ~~require action from the chief engineer.~~

26 ~~(b) If a board fails to identify areas of concern within a district or to~~
27 ~~submit a management program that includes a plan to address the concerns~~
28 ~~in each area identified, or if a board submits a plan that fails to adequately~~
29 ~~address the problems within each area identified, the chief engineer is~~
30 ~~hereby authorized to initiate intensive groundwater use control area~~
31 ~~proceedings pursuant to K.S.A. 82a-1036, 82a-1037 and 82a-1038, and~~
32 ~~amendments thereto. In the case of declining groundwater levels or~~
33 ~~withdrawals that exceed recharge, the chief engineer shall develop a plan to~~
34 ~~to, at a minimum, reduce by 50% the 2000-2019 rate of groundwater~~
35 ~~declines as determined by the chief engineer, unless a stricter conservation~~
36 ~~goal is subsequently requested by the board.~~

37 ~~(c) Upon request of a board, the chief engineer shall review the~~
38 ~~activities previously undertaken by the board to determine if they have~~
39 ~~already complied with some or all of the requirements of this section.~~

40 ~~(d) The Kansas department of water and environment, including the~~
41 ~~division of water and environmental planning and the division of~~
42 ~~environment and conservation, Kansas department of agriculture, the chief~~
43 ~~engineer, Kansas department of health, state corporation commission,~~

1 ~~university of Kansas, Kansas geological survey, Kansas state university,~~
2 ~~Kansas state university extension system and local conservation districts~~
3 ~~shall provide assistance and support to each board as is reasonably~~
4 ~~necessary for the achievement of the goals set forth in this section.~~

5 ~~(e) Beginning on January 15, 2027, the chief engineer shall submit an~~
6 ~~annual written report to the house standing committee on agriculture and~~
7 ~~the senate standing committee on agriculture and natural resources, and~~
8 ~~any other appropriate committees, and any successor committees,~~
9 ~~summarizing any activities undertaken pursuant to this section in the~~
10 ~~previous calendar year.~~

11 ~~(f) This section shall be a part of and supplemental to K.S.A. 82a-~~
12 ~~1020 through 82a-1042, and amendments thereto.~~

13 ~~Sec. 15. K.S.A. 82a-1021 is hereby amended to read as follows: 82a-~~
14 ~~1021. (a) As used in this section:~~

15 ~~(1) "Aquifer" means any geological formation capable of yielding~~
16 ~~water in sufficient quantities that it can be extracted for beneficial~~
17 ~~purposes.~~

18 ~~(2) "Board" means the board of directors constituting the governing~~
19 ~~body of a groundwater management district.~~

20 ~~(3) "Chief engineer" means the chief engineer of the Kansas~~
21 ~~department of water and environment, division of water resources of the~~
22 ~~Kansas department of agriculture.~~

23 ~~(4) "District" means a contiguous area which that overlies one or~~
24 ~~more aquifers, together with any area in between, which is organized for~~
25 ~~groundwater management purposes under this act and acts amendatory~~
26 ~~thereof or supplemental thereto.~~

27 ~~(5) "Eligible voter" means a natural person 18 years of age or older,~~
28 ~~or a public or private corporation, municipality or any other legal or~~
29 ~~commercial entity that:~~

30 ~~(A) Is a landowner that owns, of record, any land, or any interest in~~
31 ~~land, comprising 40 or more contiguous acres located within the~~
32 ~~boundaries of the district and not within the corporate limits of any~~
33 ~~municipality; or~~

34 ~~(B) withdraws or uses groundwater from within the boundaries of the~~
35 ~~district in an amount of one acre-foot or more per year who is a qualified~~
36 ~~elector of the district.~~

37 ~~(6) "Land" means real property as that term is defined by the laws of~~
38 ~~the state of Kansas.~~

39 ~~(7) "Landowner" means the person who is the record owner of any~~
40 ~~real estate within the boundaries of the district or who has an interest~~
41 ~~therein as contract purchaser of 40 or more contiguous acres in the district~~
42 ~~not within the corporate limits of any municipality. Owners of oil leases,~~
43 ~~gas leases, mineral rights, easements, or mortgages shall not be considered~~

1 ~~landowners by reason of such ownership.~~

2 ~~(8)(7) "Management program" means a written report describing the~~
3 ~~characteristics of the district and the nature and methods of dealing with~~
4 ~~groundwater supply problems within the district. It shall include~~
5 ~~information as to the groundwater management program to be undertaken~~
6 ~~by the district and such maps, geological information, and other data as~~
7 ~~may be necessary for the formulation of such a program.~~

8 ~~(9)(8) "Person" means any natural person, public or private~~
9 ~~corporation, municipality or any other legal or commercial entity.~~

10 ~~(10)(9) "Water right" shall have the meaning ascribed to that term~~
11 ~~means the same as defined in K.S.A. 82a-701, and amendments thereto.~~

12 ~~(11) "Water user" means any person who is withdrawing or using~~
13 ~~groundwater from within the boundaries of the district in an amount not~~
14 ~~less than one acre foot per year. If a municipality is a water user within the~~
15 ~~district, it shall represent all persons within its corporate limits who are not~~
16 ~~water users as defined above.~~

17 ~~(b) Each tract of land of 40 or more contiguous acres and each~~
18 ~~quantity of water withdrawn or used in an amount of one acre foot or more~~
19 ~~per year shall be represented by but a single eligible voter. If the land is~~
20 ~~held by lease, under an estate for years, under contract, or otherwise, the~~
21 ~~fee owner shall be the one entitled to vote, unless the parties in interest~~
22 ~~agree otherwise. If the land is held jointly or in common, the majority in~~
23 ~~interest shall determine which natural person or corporation shall be~~
24 ~~entitled to vote. Each eligible voter, or such eligible voter's duly authorized~~
25 ~~representative, shall be entitled to cast only one vote per eligible voter.~~
26 ~~Nothing herein shall be construed to authorize proxy voting.~~

27 ~~(c) Any landowner who is not a water user may have such~~
28 ~~landowner's land excluded from any district assessments and thereby~~
29 ~~abandon the right to vote on district matters by serving a written notice of~~
30 ~~election of exclusion with the steering committee or the board. Such~~
31 ~~landowner may again become an eligible voter by becoming a water user~~
32 ~~or by serving a written notice of inclusion on the board stating that the~~
33 ~~landowner has elected to be reinstated as a voting member of the district~~
34 ~~and will be subject to district assessments.~~

35 ~~(d)(b) Any eligible voter who is the owner of a tract or tracts of land~~
36 ~~comprising not less than 640 acres, located within the boundaries of the~~
37 ~~district, on which *where* no water is being used or from which *where* no~~
38 ~~water is being withdrawn, may have such tract or tracts of land excluded~~
39 ~~from district assessment in the manner described above.~~

40 ~~(e)(c) All notices of inclusion or exclusion of land shall be submitted~~
41 ~~to the board not later than January 1 of the effective year.~~

42 ~~Sec. 16. K.S.A. 82a-1023 is hereby amended to read as follows: 82a-~~
43 ~~1023. (a) Within 12 months after certification of the description of the~~

1 ~~lands to be included within the proposed district, and before any~~
2 ~~groundwater management district shall be organized, a petition shall be~~
3 ~~circulated by the steering committee and filed with the secretary of state~~
4 ~~after being signed by not less than 50 eligible voters or 50% 10% of the~~
5 ~~eligible voters of the district, whichever is the smaller.~~

6 ~~(b) The petition shall set forth:~~

7 ~~(1) The proposed name of the district, which name shall end with the~~
8 ~~words "groundwater management district No. _____." It shall be the duty~~
9 ~~of the secretary of state to assign a number to each such district in the~~
10 ~~order in which petitions for organizations are received in his or her the~~
11 ~~secretary's office.~~

12 ~~(2) A description of the lands to be included within the proposed~~
13 ~~district identified by township, range, and section numbers and fractions~~
14 ~~thereof, and other areas as appropriate and a map showing the contiguous~~
15 ~~lands to be included in the district.~~

16 ~~(3) A statement of the purposes for which the district is to be~~
17 ~~organized.~~

18 ~~(4) A statement of the number of persons that will constitute the~~
19 ~~elected board of directors of the district, which shall be an uneven number~~
20 ~~of not less than three five or more than 15 nine.~~

21 ~~(5) The names and addresses of the persons who constitute the~~
22 ~~steering committee.~~

23 ~~(6) A prayer for the organization and incorporation of the district.~~

24 ~~(7) Any other matter deemed essential by the steering committee.~~

25 ~~(c) The petition shall be in substantially the following form:~~

26 ~~"Before the secretary of state of the state of Kansas in the matter of the~~
27 ~~proposed _____ groundwater management district No. _____,~~
28 ~~in _____ county, (counties), Kansas.~~

29 ~~PETITION~~

30 ~~"Come now the undersigned persons and state that (1) they are eligible~~
31 ~~voters of the aforementioned groundwater management district, hereinafter~~
32 ~~more fully described; (2) each signer's post-office address is set forth~~
33 ~~beside the signer's name; (3) the purposes for which this district is~~
34 ~~organized are: (statement of purposes); (4) a seven-member steering~~
35 ~~committee for the organization of the district has been established; (5) the~~
36 ~~names of persons who serve on the steering committee, of which the first~~
37 ~~named shall be chairman, and their respective addresses are as follows:~~
38 ~~(list of names and addresses); and (6) the governing body of the district~~
39 ~~shall be an elected board of directors composed of _____ eligible voters.~~

40 ~~"Attached hereto, marked exhibit A and made a part hereof, is a~~
41 ~~description of the lands proposed to be included in the district.~~

42 ~~"Attached hereto, marked exhibit B and made a part hereof, is a map~~
43 ~~showing the lands proposed to be included in the district.~~

1 ~~"Wherefore, the undersigned individually and collectively pray that a~~
 2 ~~groundwater management district be organized in the manner provided by~~
 3 ~~law for the purposes set forth herein, and that the secretary of state and the~~
 4 ~~chief engineer of the Kansas department of water and environment,~~
 5 ~~division of water resources of the Kansas department of agriculture~~
 6 ~~proceed diligently in the performance of their duties so that the~~
 7 ~~organization and incorporation of this proposed district may be completed~~
 8 ~~and approved at the earliest possible time.~~

9 ~~"Submitted to the secretary of state this _____ day of _____,~~
 10 ~~_____."~~

11 ~~Sec. 17. K.S.A. 82a-1025 is hereby amended to read as follows: 82a-~~
 12 ~~1025. (a) Within ten (10) days after receipt of a certified copy of the chief~~
 13 ~~engineer's report approving the petition, or the petition as amended, the~~
 14 ~~chairman of the steering committee shall call a meeting of the committee.~~
 15 ~~The committee shall meet at the time and place fixed in the notice and~~
 16 ~~shall provide by resolution for the calling of an election at which all~~
 17 ~~eligible voters of the district shall be entitled to vote on the question of~~
 18 ~~whether the district should be organized in accordance with the petition as~~
 19 ~~approved by the chief engineer. The steering committee shall cause a~~
 20 ~~notice of the election to be published once each week for three (3)~~
 21 ~~consecutive weeks in a newspaper or newspapers of general circulation~~
 22 ~~within the proposed district, the first publication to be not less than twenty-~~
 23 ~~eight (28) days prior to such election. If the proposed district lies in more~~
 24 ~~than one county, a similar notice shall be published in a newspaper of~~
 25 ~~general circulation in each of the counties in which a part of the proposed~~
 26 ~~district is located. The notice shall set forth when and where the election~~
 27 ~~shall be held and the proposition to be voted on. It shall contain a copy of~~
 28 ~~the petition as approved by the chief engineer (omitting the map attached~~
 29 ~~as an exhibit) and shall be signed by the chairman and attested by the~~
 30 ~~secretary of the steering committee. The steering committee shall conduct~~
 31 ~~the election, canvass the vote, and certify the results to the secretary of~~
 32 ~~state the submission of the petition as approved by the chief engineer to~~
 33 ~~the county election official in the county where the district home office is~~
 34 ~~proposed to be located. The county election official shall place the~~
 35 ~~question of whether a district should be organized and created on the~~
 36 ~~ballot at the next primary or general election, except that the county~~
 37 ~~election official must receive the petition at least 60 days prior to an~~
 38 ~~election. The election shall be conducted in each county that contains a~~
 39 ~~part of the district's proposed territory pursuant to section 10, and~~
 40 ~~amendments thereto.~~

41 ~~(b) If a majority of the votes cast are in favor of the organization and~~
 42 ~~creation of the district, the secretary of state shall issue to the steering~~
 43 ~~committee a certificate of incorporation for the district, which shall be~~

1 ~~filed of record in the office of the register of deeds of each county in which~~
2 ~~where all or a portion of the district lies. Upon such recordation, the~~
3 ~~district shall be authorized to function in accordance with the provisions of~~
4 ~~this act.~~

5 ~~(c) If a majority of those voting on the proposition vote against the~~
6 ~~organization and creation of the district, the secretary of state shall endorse~~
7 ~~that fact on the face of the petition and the proceedings shall be closed.~~

8 ~~(d) No action attacking the legality of the incorporation of any~~
9 ~~groundwater management district organized under this act shall be~~
10 ~~maintained unless commenced within ninety (90) days after the issuance~~
11 ~~of the certificate of incorporation for a district by the secretary of state,~~
12 ~~and any alleged illegality of the incorporation of any district shall not be~~
13 ~~interposed as a defense to any action brought after that time.~~

14 ~~Sec. 18. K.S.A. 82a-1027 is hereby amended to read as follows: 82a-~~
15 ~~1027. (a) All powers granted to a groundwater management district under~~
16 ~~the provisions of this act shall be exercised by an elected board of~~
17 ~~directors, which shall be composed of the number of persons specified in~~
18 ~~the petition or as established pursuant to section 10 or 12, and~~
19 ~~amendments thereto. Each director shall serve for a period of three (3)~~
20 ~~four years and until his or her the director's successor is duly elected and~~
21 ~~qualified, except that as nearly as possible one third of the original~~
22 ~~directors shall serve for a term of one (1) year, one third shall serve for a~~
23 ~~term of two (2) years, and one third shall serve for a term of three (3)~~
24 ~~years. The directors shall serve without compensation but shall be allowed~~
25 ~~actual and necessary expenses incurred in the performance of their official~~
26 ~~duties.~~

27 ~~(b) The board of directors, after being duly elected, shall elect from~~
28 ~~its number a president, a vice-president, a secretary, and a treasurer. In~~
29 ~~districts having only three (3) directors, the board shall elect one director~~
30 ~~to hold the offices of secretary and treasurer.~~

31 ~~(c) A majority of the directors shall constitute a quorum for the~~
32 ~~transaction of business and a majority of those voting shall determine all~~
33 ~~actions taken by the board. In the absence of any of the duly elected~~
34 ~~officers, those directors present at any meeting may select a director to act~~
35 ~~as an officer pro tem.~~

36 ~~(d) The elected board shall fill any vacancy occurring on the board~~
37 ~~prior to the expiration of the term of any director by selecting a~~
38 ~~replacement from among the eligible voters of the district to serve for the~~
39 ~~unexpired term. If an insufficient number of candidates are elected to fill~~
40 ~~all open seats, then the outgoing board shall nominate three candidates at~~
41 ~~the next board meeting following the general election and submit such~~
42 ~~candidates to the director of the Kansas department of water and~~
43 ~~environment, division of water and environmental planning. The director~~

1 ~~shall select a candidate to fill the open position within 30 days of~~
2 ~~submission by the board.~~

3 ~~(e) Each director elected after January 1, 2023, shall be limited to~~
4 ~~serving two consecutive terms on the board but may be eligible for~~
5 ~~election again after not serving for at least one full term thereafter.~~

6 ~~Sec. 19. K.S.A. 82a-1034 is hereby amended to read as follows: 82a-~~
7 ~~1034. (a) Whenever the board of a groundwater management district~~
8 ~~organized and incorporated under the provisions of this act finds reasons~~
9 ~~for the dissolution of the district, the board may, by resolution adopted by~~
10 ~~a two-thirds vote of all members of the board at a special meeting of the~~
11 ~~board called for that purpose, notice of which shall specify the purpose for~~
12 ~~which the meeting is to be called, provide for the calling of an election of~~
13 ~~the eligible voters of the district for the purpose of determining whether~~
14 ~~the district shall be dissolved place the question of dissolution of the~~
15 ~~district on the ballot at the next regular district primary or general~~
16 ~~election in the same manner as questions related to the number of~~
17 ~~directors as provided in section 12, and amendments thereto. The board~~
18 ~~shall also provide for the calling of an election placing the question of~~
19 ~~dissolution of the district on the ballot at the next regular district primary~~
20 ~~or general election if written petitions therefor, signed by twenty percent~~
21 ~~(20%) of the eligible voters of the district, are filed with the secretary of~~
22 ~~the board. The election to determine whether the district shall be dissolved~~
23 ~~shall be held and conducted by the board in the same manner as provided~~
24 ~~for conducting the election for the organization of the district insofar as~~
25 ~~those provisions can be made applicable. If a majority of the votes cast are~~
26 ~~in favor of dissolution of the district, the board county election officer shall~~
27 ~~immediately certify the results of the election to the secretary of state who~~
28 ~~shall thereupon issue and deliver to the secretary of the board a certificate~~
29 ~~of dissolution.~~

30 ~~(b) Upon receipt from the secretary of state of the certificate of~~
31 ~~dissolution of a groundwater management district under the provisions of~~
32 ~~this act, the secretary of the board shall notify the board of the certification~~
33 ~~and the board shall immediately pay all obligations of the district,~~
34 ~~including all costs incurred by the district, the chief engineer and the~~
35 ~~secretary of state in regard to the dissolution proceedings. The treasurer of~~
36 ~~the board shall thereupon distribute all moneys in his or her the treasurer's~~
37 ~~hands belonging to the district in the manner prescribed by this act and~~
38 ~~immediately after making the distribution the treasurer shall notify the~~
39 ~~secretary of the board of the distribution. Upon receipt of the notification~~
40 ~~the secretary of the board shall have the certificate of dissolution published~~
41 ~~once in a newspaper or newspapers of general circulation within the~~
42 ~~district and proof of the publication shall be filed in the office of the~~
43 ~~secretary of state. The effective date of the dissolution, unless otherwise~~

1 ~~provided, shall be the date on which that the proof of publication is filed in~~
 2 ~~the office of the secretary of state, but in no event shall the date of~~
 3 ~~dissolution be a date prior to the date of the publication of the certificate of~~
 4 ~~dissolution. A certified copy of the certificate of dissolution of the district~~
 5 ~~shall also be recorded in the office of the county clerk of each county~~
 6 ~~where any portion of the dissolved district was located.~~

7 ~~(c) Any funds or other assets of a groundwater management district~~
 8 ~~which that has been dissolved under the provisions of this act shall be~~
 9 ~~apportioned and paid to the general fund of any county located within or~~
 10 ~~partially within the district in the proportion which that the assessed~~
 11 ~~valuation of the property in the district located within the county bears to~~
 12 ~~the total assessed valuation of the district, based on equalized assessed~~
 13 ~~valuations for the preceding year. The treasurer of the district, upon~~
 14 ~~notification of receipt of the certificate of dissolution, shall immediately~~
 15 ~~pay the amounts due each county located within the district to the treasurer~~
 16 ~~of the county.~~

17 ~~(d) The secretary of the board of any groundwater management~~
 18 ~~district which that has been dissolved under the provisions of this act shall~~
 19 ~~file all minutes and records of the district with the register of deeds of the~~
 20 ~~county where the designated office of the district was located.~~

21 Sec. 20. K.S.A. 2021 Supp. 2-1903 is hereby amended to read as
 22 follows: 2-1903. As used in this act:

23 (1) "District" or "conservation district" means a governmental
 24 subdivision of this state, and a public body corporate and politic, organized
 25 in accordance with the provisions of this act, for the purposes, with the
 26 powers, and subject to the restrictions hereinafter set forth.

27 (2) "Supervisor" means one of the members of the governing body of
 28 a district, elected or appointed in accordance with the provisions of this
 29 act.

30 (3) "Commission" means the conservation program policy board
 31 created in K.S.A. 2-1904, and amendments thereto, including the state
 32 conservation commission continued in existence by K.S.A. 74-5,128, and
 33 amendments thereto.

34 (4) "State" means the state of Kansas.

35 (5) "Agency of this state" includes the government of this state and
 36 any subdivision, agency or instrumentality, corporation or otherwise, of
 37 the government of this state.

38 (6) "United States" or "agencies of the United States" includes the
 39 United States of America, the natural resources conservation service of the
 40 United States department of agriculture and any other agency or
 41 instrumentality, corporate or otherwise, of the United States of America.

42 (7) "Government" or "governmental" includes the government of this
 43 state, the government of the United States and any subdivision, agency or

On and after July 1, 2023,
 Same lead in language for all
 remaining amendatory sections
 to correspond to new effective
 date

- 1 of fund expenditures;
- 2 (6) state cost share for restoration activities undertaken in conjunction
- 3 with the federal government or others; and
- 4 (7) administrative costs necessary to administer the fund.

5 (d) There is hereby created the natural resources restoration activities
 6 federal account in the natural resources damages trust fund. All moneys
 7 received from the federal government that are designated for natural
 8 resource restoration activities shall be credited to such account.

9 (e) There is hereby created the natural resources restoration activities
 10 general account in the natural resources damages trust fund. All moneys
 11 received solely by the state as cost recoveries, settlements, grants and
 12 donations from other sources that are designated for natural resource
 13 restoration activities shall be credited to such account. All moneys credited
 14 to such account shall be used for the purposes as designated in the granting
 15 or collection document.

16 (f) There is hereby created the emergency response activities account
 17 in the natural resources damages trust fund. All moneys received by the
 18 secretary in the form of gifts, grants, reimbursements, appropriations, cost
 19 recoveries or funds collected from other sources that are designated for
 20 emergency response activities in accordance with this act shall be credited
 21 to such account.

22 (g) All expenditures from the natural resources damages trust fund
 23 shall be made in accordance with appropriations acts upon warrants of the
 24 director of accounts and reports issued pursuant to vouchers approved by
 25 the secretary or by a person or persons designated by the secretary.

26 (h) On or before the 10th of each month, the director of accounts and
 27 reports shall transfer from the state general fund to the natural resources
 28 damages trust fund interest earnings based on:

- 29 (1) The average daily balance of moneys in the natural resources
- 30 damages trust fund for the preceding month; and
- 31 (2) the net earnings of the pooled money investment portfolio for the
- 32 preceding month.

33 Sec. 177. K.S.A. 82a-220 is hereby amended to read as follows: 82a-
 34 220. (a) As used in this act:

35 (1) "Conservation project" means any project or activity that the
 36 director of the Kansas ~~water office~~ *department of water and environment,*
 37 *division of water and environmental planning* determines will assist in
 38 restoring, protecting, rehabilitating, improving, sustaining or maintaining
 39 the banks of the Arkansas, Kansas or Missouri rivers from the effects of
 40 erosion;

41 (2) "director" means the director of the Kansas ~~water office~~
 42 *department of water and environment, division of water and*
 43 *environmental planning;* and

Insert Attachment

ATTACHMENT

K.S.A. 79-3620 is hereby amended to read as follows: 79-3620. (a) All revenue collected or received by the director of taxation from the taxes imposed by this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury, less amounts withheld as provided in subsection (b) and amounts credited as provided in subsections (c), (d) and (e), to the credit of the state general fund.

(b) A refund fund, designated as "sales tax refund fund" not to exceed \$100,000 shall be set apart and maintained by the director from sales tax collections and estimated tax collections and held by the state treasurer for prompt payment of all sales tax refunds. Such fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act. In the event such fund as established by this section is, at any time, insufficient to provide for the payment of refunds due claimants thereof, the director shall certify the amount of additional funds required to the director of accounts and reports ~~who~~. The director of accounts and reports shall promptly transfer the required amount from the state general fund to the sales tax refund fund, and notify the state treasurer, who shall make proper entry in the records.

~~(c) (1) On July 1, 2010, the state treasurer shall credit 11.427% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(2) On July 1, 2011, the state treasurer shall credit 11.26% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(3) On July 1, 2012, the state treasurer shall credit 11.233% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(4) On July 1, 2013, the state treasurer shall credit 17.073% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.15%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(5) On July 1, 2015, the state treasurer shall credit 16.226% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(6)~~ On July 1, 2016, and thereafter, the state treasurer shall credit 16.154% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund; [and](#)

[\(2\) on July 1, 2022, and thereafter, the state treasurer shall credit 1.398% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection \(a\), exclusive of amounts credited pursuant to subsection \(d\), in the water and environment maintenance fund created by section 7, and amendments thereto.](#)

(d) The state treasurer shall credit all revenue collected or received from the tax imposed by K.S.A. 79-3603, and amendments thereto, as certified by the director, from taxpayers doing business within that portion of a STAR bond project district occupied by a STAR bond project or taxpayers doing business with such entity financed by a STAR bond project as defined in K.S.A. 2021 Supp. 12-17,162, and amendments thereto, that was determined by the secretary of commerce to be of statewide as well as local importance or will create a major tourism area for the state or the project was designated as a STAR bond project as defined in K.S.A. 2021 Supp. 12-17,162, and amendments thereto, to the city bond finance fund, which fund is hereby created. The provisions of this subsection shall expire when the total of all amounts credited hereunder and under K.S.A. 79-3710(d), and amendments thereto, is sufficient to retire the special obligation bonds issued for the purpose of financing all or a portion of the costs of such STAR bond project.

(e) All revenue certified by the director of taxation as having been collected or received from the tax imposed by K.S.A. 79-3603(c), and amendments thereto, on the sale or furnishing of gas, water, electricity and heat for use or consumption within the intermodal facility district described in this subsection, shall be credited by the state treasurer to the state highway fund. Such revenue may be transferred by the secretary of transportation to the rail service improvement fund pursuant to law. The provisions of this subsection shall take effect upon certification by the secretary of transportation that a notice to proceed has been received for the construction of the improvements within the intermodal facility district, but not later than December 31, 2010, and shall expire when the secretary of revenue determines that the total of all amounts credited hereunder and pursuant to K.S.A. 79-3710(e), and amendments thereto, is equal to \$53,300,000, but not later than December 31, 2045. Thereafter, all revenues shall be collected and distributed in accordance with applicable law. For all tax reporting periods during which the provisions of this subsection are in effect, none of the exemptions contained in K.S.A. 79-3601 et seq., and amendments thereto, shall apply to the sale or furnishing of any gas, water, electricity and heat for use or consumption within the intermodal facility district. As used in this subsection, "intermodal facility district" shall consist of an intermodal transportation area as defined by K.S.A. 12-1770a(oo), and amendments thereto, located in Johnson county within the polygonal-shaped area having Waverly Road as the eastern boundary, 191st Street as the southern boundary, Four Corners Road as the western boundary, and Highway 56 as the northern boundary, and the polygonal-shaped area having Poplar Road as the eastern boundary, 183rd Street as the southern boundary, Waverly Road as the western boundary, and the BNSF mainline track as the northern boundary, that includes capital investment in an amount exceeding \$150 million for the construction of an intermodal facility to handle the transfer, storage and distribution of freight through railway and trucking operations.

K.S.A. 79-3710 is hereby amended to read as follows: 79-3710. (a) All revenue collected or received by the director under the provisions of this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury, less amounts set apart as provided in subsection (b) and amounts credited as provided in subsection (c), (d) and (e), to the credit of the state general fund.

(b) A revolving fund, designated as "compensating tax refund fund" not to exceed \$10,000 shall be set apart and maintained by the director from compensating tax collections and estimated tax collections and held by the state treasurer for prompt payment of all compensating tax refunds. Such fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act.

~~(c) (1) On July 1, 2010, the state treasurer shall credit 11.427% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(2) On July 1, 2011, the state treasurer shall credit 11.26% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(3) On July 1, 2012, the state treasurer shall credit 11.233% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(4) On July 1, 2013, the state treasurer shall credit 17.073% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.15%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(5) On July 1, 2015, the state treasurer shall credit 16.226% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(6)~~ On July 1, 2016, and thereafter, the state treasurer shall credit 16.154% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund; and

(2) on July 1, 2022, and thereafter, the state treasurer shall credit 1.398% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the water and environment maintenance fund created by section 7, and amendments thereto.

(d) The state treasurer shall credit all revenue collected or received from the tax imposed by K.S.A. 79-3703, and amendments thereto, as certified by the director, from taxpayers doing business within that portion of a redevelopment district occupied by a redevelopment project that was determined by the secretary of commerce to be of statewide as well as local importance or will create a major tourism area for the state as defined in K.S.A. 12-1770a, and amendments thereto, to the city bond finance fund created by K.S.A. 79-3620(d), and amendments thereto. The provisions of this subsection shall expire when the total of all amounts credited hereunder and under K.S.A. 79-3620(d), and amendments thereto, is sufficient to retire the special obligation bonds issued for the purpose of financing all or a portion of the costs of such redevelopment project.

This subsection shall not apply to a project designated as a special bond project as defined in K.S.A. 12-1770a(z), and amendments thereto.

(e) All revenue certified by the director of taxation as having been collected or received from the tax imposed by K.S.A. 79-3603(c), and amendments thereto, on the sale or furnishing of gas, water, electricity and heat for use or consumption within the intermodal facility district described in this subsection, shall be credited by the state treasurer to the state highway fund. Such revenue may be transferred by the secretary of transportation to the rail service improvement fund pursuant to law. The provisions of this subsection shall take effect upon certification by the secretary of transportation that a notice to proceed has been received for the construction of the improvements within the intermodal facility district, but not later than December 31, 2010, and shall expire when the secretary of revenue

determines that the total of all amounts credited hereunder and pursuant to K.S.A. 79-3620(e), and amendments thereto, is equal to \$53,300,000, but not later than December 31, 2045. Thereafter, all revenues shall be collected and distributed in accordance with applicable law. For all tax reporting periods during which the provisions of this subsection are in effect, none of the exemptions contained in K.S.A. 79-3601 et seq., and amendments thereto, shall apply to the sale or furnishing of any gas, water, electricity and heat for use or consumption within the intermodal facility district. As used in this subsection, "intermodal facility district" shall consist of an intermodal transportation area as defined by K.S.A. 12-1770a(oo), and amendments thereto, located in Johnson county within the polygonal-shaped area having Waverly Road as the eastern boundary, 191st Street as the southern boundary, Four Corners Road as the western boundary, and Highway 56 as the northern boundary, and the polygonal-shaped area having Poplar Road as the eastern boundary, 183rd Street as the southern boundary, Waverly Road as the western boundary, and the BNSF mainline track as the northern boundary, that includes capital investment in an amount exceeding \$150 million for the construction of an intermodal facility to handle the transfer, storage and distribution of freight through railway and trucking operations.

1 restrictions of any consent or permit granted pursuant to the provisions of
 2 K.S.A. 82a-301 through 82a-303, and amendments thereto, the chief
 3 engineer or an authorized representative of the chief engineer shall have
 4 the power and the duty to inspect any dam or other water obstruction.
 5 Upon a finding pursuant to K.S.A. 82a-303c(a), and amendments thereto,
 6 by the chief engineer that a dam is unsafe, the chief engineer shall order an
 7 annual inspection of the dam until it is either in compliance with all
 8 applicable provisions of this act, any rules and regulations promulgated
 9 pursuant to this act, permit conditions and orders of the chief engineer; or
 10 the dam is removed. The safety inspection shall be conducted by the chief
 11 engineer or authorized representative and the cost shall be paid by the dam
 12 owner. The class and size of a dam shall be defined by rules and
 13 regulations adopted by the chief engineer pursuant to K.S.A. 82a-303a,
 14 and amendments thereto. For inspections conducted by the chief engineer
 15 or the chief engineer's authorized representative, inspection fees are as
 16 follows:

Size of Dam	Inspection fee
Class 1	\$1,500
Class 2	\$1,500
Class 3	\$2,500
Class 4	\$4,000

22 (2) Each hazard class C dam shall be required to have a safety
 23 inspection conducted by ~~or under the direct supervision of~~ a licensed
 24 professional engineer qualified in design, construction, maintenance and
 25 operation of dams once every three years, unless otherwise ordered by the
 26 chief engineer.

Strike

27 (3) Each hazard class B dam shall be required to have a safety
 28 inspection conducted by *or under the direct supervision of* a licensed
 29 professional engineer qualified in design, construction, maintenance and
 30 operation of dams once every five years unless otherwise ordered by the
 31 chief engineer.

32 (4) Within 60 days of the date of inspection, a report of the inspection
 33 shall be provided to the chief engineer by the licensed professional
 34 engineer who conducted *or supervised* the inspection. The report shall
 35 document the physical condition of the dam, describing any deficiencies
 36 observed, an analysis of the capacity of the dam and its spillway works,
 37 compliance of the dam with approved plans and permit conditions,
 38 changes observed in the condition of the dam since the previous
 39 inspection, an assessment of the hazard classification of the dam including
 40 a statement that the engineer either agrees or disagrees with the current
 41 classification, and any other information relevant to the safety of the dam
 42 or specifically requested by the chief engineer.

43 (5) Upon failure of a dam owner to comply with the applicable

1 any person or persons it deems proper. The office shall furnish a summary
 2 of the proposed plan to those persons it is required by law to notify of a
 3 public hearing and to such other persons as request a summary. The
 4 records of hearings shall be public records and open for inspection at the
 5 ~~Kansas water~~ office. The office shall give due consideration to the matters
 6 presented at such public hearing and shall then present the plan to the
 7 Kansas water authority. Upon approval by the authority, the office shall
 8 submit the plan to the legislature and the governor. Provisions in this
 9 section concerning notice and summary shall be directive and not
 10 jurisdictional.

11 Sec. 203. K.S.A. 82a-906 is hereby amended to read as follows: 82a-
 12 906. The ~~Kansas water~~ office, with the approval of the Kansas water
 13 authority, annually shall submit to the legislature and to the governor an
 14 ~~up-dated~~ updated water plan containing recommendations ~~which that~~ are
 15 necessary to achieve the long-range goals and objectives for the
 16 management, conservation and development of the waters of the state as
 17 set forth in K.S.A. 82a-927, and amendments thereto.

18 Sec. 204. K.S.A. 82a-922 is hereby amended to read as follows: 82a-
 19 922. All expenditures from appropriations for the office shall be made in
 20 accordance with the applicable appropriation act upon warrants of the
 21 director of accounts and reports issued pursuant to vouchers approved by
 22 the director of the ~~Kansas water~~ office or by a person or persons
 23 designated by the director.

24 Sec. 205. K.S.A. 82a-923 is hereby amended to read as follows: 82a-
 25 923. The ~~office secretary of water and environment~~ shall adopt, amend,
 26 promulgate, and enforce such rules and regulations as are necessary and
 27 proper to carry out the provisions of this act. Such rules and regulations
 28 shall be filed in the office of the secretary of state as provided by law. The
 29 ~~Kansas water office~~ *Kansas department of water and environment* may
 30 prepare and distribute, free or at cost, compilations of its rules and
 31 regulations.

32 Sec. 206. ~~K.S.A. 82a-954 is hereby amended to read as follows: 82a-~~
 33 ~~954. (a) On and after July 1, 1989 July 1, 2022, there is hereby imposed a~~
 34 ~~water protection fee at the rate of:~~

35 ~~(1) ThreeFive cents per 1,000 gallons of water sold at retail by a~~
 36 ~~public water supply system and delivered through mains, lines or pipes;~~

37 ~~(2) subject to the provisions of subsection (c), three five cents per~~
 38 ~~1,000 gallons of water appropriated for industrial use pursuant to a permit~~
 39 ~~granted in accordance with the Kansas water appropriation act; and~~

40 ~~(3) threefive cents per 1,000 gallons of water appropriated for~~
 41 ~~stockwatering pursuant to a permit granted in accordance with the Kansas~~
 42 ~~water appropriation act.~~

43 ~~(b) As used in this section, "industrial use" and "stockwatering" have~~

Strike Section 206

1 ~~the meanings mean the same as provided by rules and regulations of the~~
2 ~~chief engineer of the Kansas department of water and environment,~~
3 ~~division of water resources of the Kansas department of agriculture and the~~
4 ~~determination of gallons used shall be based upon figures supplied to the~~
5 ~~secretary of revenue by the division of water resources.~~

6 ~~(c) The fees imposed by subsections (a)(2) and (3) shall be based on~~
7 ~~the actual amount used for industrial use or stockwatering during the~~
8 ~~preceding calendar year as reported to the chief engineer of the Kansas~~
9 ~~department of water and environment, division of water resources of the~~
10 ~~Kansas department of agriculture in accordance with the provisions of~~
11 ~~K.S.A. 82a-732, and amendments thereto, except that: (1) The amount of~~
12 ~~surface water used for flow through cooling purposes for electric power~~
13 ~~generating plants shall be based on an average consumptive factor as~~
14 ~~determined by the division of water resources; and (2) no such fee shall be~~
15 ~~imposed on the amount of water used for commercial fish farming. If no~~
16 ~~water use report is filed for such year, the fee shall be based on the amount~~
17 ~~authorized for industrial use or stockwatering in such year.~~

18 ~~(d) The fee imposed by subsection (a)(1) shall be paid quarterly by~~
19 ~~the public water supplier and shall be transmitted to the department of~~
20 ~~revenue not later than 45 days following the end of each quarter. The~~
21 ~~public water supplier may collect the fee directly from each consumer to~~
22 ~~which water is sold at retail or may pay the amount owed to the~~
23 ~~department from moneys in its operating or other fund available for that~~
24 ~~purpose. The fees imposed by subsections (a)(2) and (3) shall be paid by~~
25 ~~the owner of the permit. If any retailer or permit owner fails to pay the fee~~
26 ~~required to be collected and paid under this section, there shall be added,~~
27 ~~to the unpaid balance of the fee, penalty and interest as prescribed under~~
28 ~~K.S.A. 79-3615, and amendments thereto, for the late payment of sales~~
29 ~~tax.~~

30 ~~(e) The director of taxation shall administer, enforce and collect the~~
31 ~~fees imposed by this section. All laws and rules and regulations of the~~
32 ~~secretary relating to the administration, enforcement and collection of the~~
33 ~~retailers' sales tax shall apply to such fee insofar as they can be made~~
34 ~~applicable, and the secretary shall adopt such additional rules and~~
35 ~~regulations as necessary for the efficient and effective administration,~~
36 ~~enforcement and collection thereof.~~

37 ~~(f) The director of taxation shall remit all moneys collected from fees~~
38 ~~imposed pursuant to this section to the state treasurer in accordance with~~
39 ~~the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt~~
40 ~~of each such remittance, the state treasurer shall deposit the entire amount~~
41 ~~in the state treasury to the credit of the state water plan fund created by~~
42 ~~K.S.A. 82a-951, and amendments thereto.~~

43 ~~(g) An owner of an industrial use permit who has a contract with the~~

1 ~~state for withdrawal and use of water pursuant to K.S.A. 82a-1301 et seq.,~~
2 ~~and amendments thereto, shall be exempt from the fee imposed by~~
3 ~~subsection (a)(2) on any water for which the permit owner is required to~~
4 ~~pay charges under such contract.~~

5 Sec. 207. K.S.A. 82a-1042 is hereby amended to read as follows:
6 82a-1042. To further implement the provisions of the groundwater
7 management district act, if the secretary of ~~agriculture water and~~
8 ~~environment~~ or the chief engineer of the *Kansas department of water and*
9 *environment*, division of water resources ~~of the Kansas department of~~
10 ~~agriculture~~ propose rules and regulations that may change an adopted local
11 groundwater management program or impact water use in a groundwater
12 management district, the secretary or chief engineer shall notify the
13 groundwater management district board of directors of such requested
14 management program change or proposed rules and regulations and
15 provide a copy of such requested management program change or
16 proposed rules and regulations to the board. Upon such notice, the board
17 of directors shall prepare a response of intended board actions. The board
18 of directors shall follow the provisions of K.S.A. 82a-1029, and
19 amendments thereto, for revising active groundwater management
20 programs.

21 Sec. 208. K.S.A. 82a-1101 is hereby amended to read as follows:
22 82a-1101. ~~The state water resources board~~ *Kansas department of water*
23 *and environment, division of water and environmental planning,*
24 ~~established pursuant to K.S.A. 1977 Supp. 74-2605 et seq. section 3, and~~
25 ~~amendments thereto,~~ is hereby designated as the state agency for bank
26 stabilization projects. ~~From and after the effective date of this act,~~ All bank
27 stabilization projects ~~which that~~ involve more than one political
28 subdivision of the state; shall receive approval of the ~~state board~~ *division*
29 *of water and environmental planning* and be included in the state water
30 plan before work shall commence thereon, but this provision shall not
31 affect any project ~~which that~~ has been approved or ~~on which~~ work *that*
32 was commenced prior ~~thereto~~ *to such effective date*. The designated state
33 agency shall cooperate with federal agencies on any projects initiated and
34 shall aid in initiation of projects it shall approve.

35 Sec. 209. K.S.A. 82a-1103 is hereby amended to read as follows:
36 82a-1103. ~~The state water resources board~~ *Kansas department of water*
37 *and environment, division of water and environmental planning* shall be
38 responsible for administrative costs incurred in connection with
39 applications for approval of bank stabilization projects; and shall have
40 authority to plan, contract, acquire land and easements, apportion costs and
41 provide assurances that project operation and maintenance funds will be
42 available, but not obligate the state of Kansas, in any case, beyond
43 available appropriations made therefor by the legislature.

1 district, including all costs incurred by the district, the director of the
2 Kansas ~~water office~~ *department of water and environment, division of*
3 *water and environmental planning* and the secretary of state in regard to
4 the dissolution proceedings.

5 (c) Upon receipt of such notification from the state treasurer, the
6 secretary of the district shall have the certificate of dissolution published
7 once in a newspaper of general circulation, located in a county where the
8 reservoir or a part thereof is located and proof of such publication shall be
9 filed with the secretary of state's office. The effective date of the
10 dissolution, unless otherwise provided, shall be the date ~~on which~~ *that* the
11 proof of publication is filed in the office of the secretary of state, but in no
12 event shall the date of dissolution be a date prior to the date of publication
13 of the certificate of dissolution.

14 Sec. 280. ~~K.S.A. 2-3302, 2-3703, 2-3704, 2-3710, 12-2707, 19-~~
15 ~~27a03, 19-27a12, 19-27a17, 19-2963, 19-3704, 24-407, 24-418, 24-656,~~
16 ~~24-659, 24-1202, 24-1204, 24-1211, 24-1212, 32-1152, 32-1154, 32-1403,~~
17 ~~42-701, 42-725, 47-1214, 47-1511, 49-403, 55-527, 65-153f, 65-156, 65-~~
18 ~~157, 65-159, 65-162a, 65-163, 65-163c, 65-163d, 65-163g, 65-164, 65-~~
19 ~~165, 65-166, 65-166a, 65-166b, 65-167, 65-169, 65-170, 65-170b, 65-~~
20 ~~170d, 65-170e, 65-170g, 65-171a, 65-171b, 65-171c, 65-171d, 65-171e,~~
21 ~~65-171f, 65-171h, 65-171i, 65-171m, 65-171n, 65-171o, 65-171p, 65-~~
22 ~~171q, 65-171r, 65-171t, 65-171u, 65-1,107, 65-1,178, 65-1,182, 65-1,201,~~
23 ~~65-1,222, 65-1629, 65-3002, 65-3003, 65-3005, 65-3011, 65-3018, 65-~~
24 ~~3022, 65-3027, 65-3303, 65-3308, 65-3309, 65-3310, 65-3311, 65-3312,~~
25 ~~65-3313, 65-3321, 65-3329, 65-3330, 65-3401, 65-3402, 65-3419, 65-~~
26 ~~3423, 65-3424d, 65-3424i, 65-3426, 65-3427, 65-3430, 65-3446, 65-3458,~~
27 ~~65-3491, 65-34,102, 65-34,126, 65-34,133, 65-34,142, 65-34,144, 65-~~
28 ~~34,153, 65-34,162, 65-34,175, 65-34,176, 65-34,178, 65-4501, 65-5301,~~
29 ~~65-7003, 68-1414, 68-2203, 74-2608, 74-2609, 74-2622, 74-99f04, 75-~~
30 ~~3084, 75-37,121, 75-5601, 75-5608, 75-5608a, 75-5609a, 75-5657, 75-~~
31 ~~5672, 82a-220, 82a-301, 82a-301a, 82a-303a, 82a-303b, 82a-305a, 82a-~~
32 ~~326, 82a-328, 82a-405, 82a-603, 82a-612, 82a-701, 82a-731, 82a-732,~~
33 ~~82a-733, 82a-737, 82a-738, 82a-739, 82a-762, 82a-767, 82a-771, 82a-773,~~
34 ~~82a-902, 82a-903, 82a-905, 82a-906, 82a-922, 82a-923, 82a-954, 82a-~~
35 ~~1021, 82a-1023, 82a-1025, 82a-1027, 82a-1034, 82a-1042, 82a-1101, 82a-~~
36 ~~1103, 82a-1203, 82a-1214, 82a-1216, 82a-1301, 82a-1303, 82a-1311a,~~
37 ~~82a-1315b, 82a-1315c, 82a-1332, 82a-1333, 82a-1335, 82a-1345, 82a-~~
38 ~~1347, 82a-1348, 82a-1349, 82a-1360, 82a-1361, 82a-1362, 82a-1363, 82a-~~
39 ~~1364, 82a-1367, 82a-1368, 82a-1370, 82a-1402, 82a-1501, 82a-1502, 82a-~~
40 ~~1604, 82a-1605, 82a-1606, 82a-1608, 82a-1609, 82a-1703, 82a-1704, 82a-~~
41 ~~1803, 82a-1804, 82a-1805, 82a-1901, 82a-1904, 82a-1905, 82a-1906, 82a-~~
42 ~~2001, 82a-2007, 82a-2101, 82a-2301, 82a-2302, 82a-2303, 82a-2304, 82a-~~
43 ~~2305, 82a-2310, 82a-2311, 82a-2312, 82a-2313, 82a-2314, 82a-2317, 82a-~~

1 2324, 82a-2402, 82a-2403, 82a-2404, 82a-2406, 82a-2407, 82a-2408, 82a-
2 2411, 82a-2412, 82a-2414, 82a-2415, 82a-2416 and 82a-2419 and K.S.A.
3 2021 Supp. 2-1903, 2-1904, 2-1915, 2-1933, 2-3318, ~~2-3702, 2-3708, 2-~~
4 ~~3709~~, 12-541, 12-636, 12-761, 12-766, ~~12-2713, 48-1603, 48-1606, 48-~~
5 ~~1608, 49-511, 49-512, 49-513, 49-517~~, 49-603, 49-618, 49-623, 55-153,
6 ~~55-1,117, 55-1,117a, 55-1,119, 65-171v, 65-180~~, 75-3036, 75-5133, 82a-
7 736, 82a-1602, 82a-1603 and 82a-1702 are hereby repealed.
8 Sec. 281. This act shall take effect and be in force from and ~~after July~~
9 ~~1, 2023~~, and its publication in the statute book.

Strike current effective date

Effective date for section 13 is now July 1, 2022 and effective date for all remaining sections is July 1, 2023.

And redesignate all sections accordingly