

HOUSE BILL No. 2528

By Committee on Energy and Utilities

1-25

1 AN ACT concerning water; relating to stream bank stabilization; multi-
2 purpose small lakes; grant programs; amending K.S.A. 82a-1101, 82a-
3 1102 and 82a-1103 and repealing the existing sections.

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

6 New Section 1. The department of agriculture shall establish grant
7 programs relating to:

- 8 (a) Stream bank stabilization; and
9 (b) multi-purpose small lakes, if the small lakes program is used for at
10 least two of the following purposes:
11 (1) Flood control;
12 (2) water supply storage; or
13 (3) recreation.

14 The secretary may allow such grant programs to be 100% funded by
15 such grant.

16 Sec. 2. K.S.A. 82a-1101 is hereby amended to read as follows: 82a-
17 1101. ~~The state water resources board established pursuant to K.S.A. 1977~~
18 ~~Supp. 74-2605 et seq.,~~ *Kansas water office* is hereby designated as the
19 state agency for bank stabilization projects. From and after the effective
20 date of this act, all bank stabilization projects which involve more than one
21 political subdivision of the state, shall receive approval of the ~~state board~~
22 *Kansas water office* and be included in the state water plan before work
23 shall commence thereon, but this provision shall not affect any project
24 which has been approved or on which work was commenced prior thereto.
25 The designated state agency shall cooperate with federal agencies on any
26 projects initiated and shall aid in initiation of projects it shall approve.

27 Sec. 3. K.S.A. 82a-1102 is hereby amended to read as follows: 82a-
28 1102. ~~The state shall not participate in any project unless it shall first be~~
29 ~~determined that federal funds will be available, and unless appropriations~~
30 ~~are available therefor.~~ Any procedure established for approval of projects
31 should emphasize local responsibility and each project shall be handled on
32 a separate basis with approval or disapproval after considering the merits
33 of the individual project.

34 Sec. 4. K.S.A. 82a-1103 is hereby amended to read as follows: 82a-
35 1103. The ~~state water resources board~~ *Kansas water office* shall be
36 responsible for administrative costs incurred in connection with

1 applications for approval of bank stabilization projects; and shall have
2 authority to plan, contract, acquire land and easements, apportion costs and
3 provide assurances that project operation and maintenance funds will be
4 available, but not obligate the state of Kansas, in any case, beyond
5 available appropriations made therefor by the legislature.

6 Sec. 5. K.S.A. 82a-1101, 82a-1102 and 82a-1103 are hereby repealed.

7 Sec. 6. This act shall take effect and be in force from and after its
8 publication in the statute book.

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