

HOUSE BILL No. 2165

By Committee on Local Government

1-28

1 AN ACT concerning *municipalities; contacts; filling vacancies* in certain  
2 improvement districts; amending K.S.A. 12-2908, 19-2761 and 19-  
3 27a19 and repealing the existing section sections.

4  
5 *Be it enacted by the Legislature of the State of Kansas:*

6 **Section 1.** *K.S.A. 12-2908 is hereby amended to read as follows: 12-*  
7 *2908. (a) When used in this act, "municipality" means a city, county or,*  
8 *township, school district, library district, road district, water district,*  
9 *drainage district, sewer district or fire district.*

10 *(b) Any municipality may contract with any municipality to perform*  
11 *any governmental service, activity or undertaking which each*  
12 *contracting municipality is authorized by law to perform. The contract*  
13 *shall be authorized by the governing body of the municipality and shall*  
14 *state the purpose of the contract and the powers and duties of the parties*  
15 *thereunder.*

16 *(c) A contract entered into pursuant to this section shall not be*  
17 *regarded as an interlocal agreement under the provisions of K.S.A. 12-*  
18 *2901 et seq., and amendments thereto.*

19 ~~Section 1.~~ **Sec. 2.** *K.S.A. 19-2761 is hereby amended to read as*  
20 *follows: 19-2761. That should (a) Except as provided in subsection (b),*  
21 *when a vacancy occurs at any time in the office of a director of any*  
22 *improvement district, the remaining directors shall appoint a person from*  
23 *the qualified residents in such district a person to hold the office of*  
24 *director until the next election.*

25 *(b) (1) When a vacancy occurs in the office of a director of the Peck*  
26 *improvement district located in Sumner and Sedgwick counties, the board*  
27 *of county commissioners of Sumner county shall appoint a resident of*  
28 *Sumner county or Sedgwick county to hold the office of director until the*  
29 *next election.*

30 **(2)** *Once the appointment of a director has been made under*  
31 *paragraph (1), the Sedgwick county board of commissioners shall*  
32 *have 30 days to reject such appointment by a majority vote of the*  
33 *board. If no such action is taken, the appointment shall be deemed*  
34 *approved. If the appointment is rejected, the appointment process*

1 **shall be repeated until a director is selected.**

2 *Sec. 3. K.S.A. 19-27a19 is hereby amended to read as follows: 19-*  
3 *27a19. All contracts for any construction of all or part of a sewer system,*  
4 *the cost of which shall exceed ~~\$1,000~~ \$2,500, shall be awarded on a*  
5 *public letting to the lowest responsible bidder and in the manner*  
6 *provided by K.S.A. 19-214, 19-215 and 19-216, and amendments thereto.*

7 *Sec. ~~2~~ 4. K.S.A. 12-2908, 19-2761~~is~~ and 19-27a19 are hereby*  
8 *repealed.*

9 *Sec. ~~3~~ 5. This act shall take effect and be in force from and after its*  
10 *publication in the Kansas register.*