

SENATE BILL No. 194

By Committee on Ways and Means

2-14

Proposed Amendment for SB 194
Senate Committee on Agriculture and Natural Resources
January 25, 2018
Tamera Lawrence
Office of Revisor of Statutes

1 AN ACT concerning water; relating to groundwater management districts;
2 user charges; amending K.S.A. ~~2016~~Supp. 82a-1030 and repealing the
3 existing section.

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

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5 Section 1. K.S.A. ~~2016~~Supp. 82a-1030 is hereby amended to read as
6 follows: 82a-1030. (a) In order to finance the operations of the district, the
7 board may assess an annual water user charge against every person who
8 withdraws groundwater from within the boundaries of the district. The
9 board shall base such charge upon the amount of groundwater allocated for
10 such person's use pursuant to such person's water right. Such charge shall
11 not exceed ~~[\$1.50]~~ for each acre-foot (~~325,851~~ gallons) of groundwater
12 withdrawn within the district or allocated by the water right, except that a
13 groundwater management district may assess a greater annual water user
14 charge ~~not exceeding \$1.50 to exceed \$2.00~~ for each acre-foot of
15 groundwater withdrawn within the district if more than 50% of the
16 authorized place of use for such groundwater is outside the district.
17 ~~Whenever~~ When a person shows by the submission to the board of a
18 verified claim and any supportive data which may be required by the board
19 that such person's actual annual groundwater withdrawal is in a lesser
20 amount than that allocated by the water right of such person, the board
21 shall ~~may~~ assess such annual charge against such person on the amount of
22 water shown to be withdrawn by the verified claim. Any such claim shall
23 be submitted by April 1 of the year in which such annual charge is to be
24 assessed. ~~By December 31 of each year, the board shall determine whether~~
25 ~~verified claims will be accepted for the ensuing year's water use.~~ The
26 board may also make an annual assessment against each landowner of not
27 to exceed ~~\$.05/10~~ for each acre of land owned within the boundaries of the
28 district. Special assessments may also be levied, as provided hereafter,
29 against land specially benefited by a capital improvement without regard
30 to the limits prescribed above.

\$2.00

shall

0.05

31 (b) Before any assessment is made, or user charge imposed, the board
32 shall submit the proposed budget for the ensuing year to the eligible voters
33 of the district at a hearing called for that purpose by one publication in a
34 newspaper or newspapers of general circulation within the district at least
35 28 days prior to the meeting. Following the hearing, the board shall, by
36

1 shall be handled in the manner prescribed by K.S.A. 79-2940, and
2 amendments thereto.
3 Sec. 2. K.S.A. ~~2016~~Supp. 82a-1030 is hereby repealed.
4 Sec. 3. This act shall take effect and be in force from and after its
5 publication in the statute book.

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