

HOUSE BILL No. 2654

By Committee on Agriculture and Natural Resources

2-7

1 AN ACT concerning extension districts; relating to withdrawal procedures;
2 amending K.S.A. 2-628 and repealing the existing section.
3

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

5 Section 1. K.S.A. 2-628 is hereby amended to read as follows: 2-628.

6 (a) (1) Prior to July 1 of any year, the board of county commissioners of
7 any county included within an extension district, ~~the governing body of the~~
8 ~~extension district and the director of extension or the director's authorized~~
9 ~~representative~~ may agree to withdraw such county from the extension
10 district by a majority voting in favor of the withdrawal. ~~(2) The board of~~
11 ~~county commissioners in such county shall request such withdrawal by~~
12 ~~adopting a resolution therefor and adopting a resolution therefor.~~

13 (2) No such resolution *of withdrawal* may be adopted by a board of
14 county commissioners unless, *no less than seven days prior to a meeting:*

15 (A) *The board of county commissioners has caused such proposed*
16 *resolution of withdrawal and the date, location and time of the meeting to*
17 *consider such resolution to be published in the official county newspaper;*

18 (B) *such proposed withdrawal request resolution is on the published*
19 *agenda of the meeting at which it is to be considered for adoption; and*

20 (C) *the governing body of the extension district and, the board of*
21 *county commissioners and the county clerk of each other county included*
22 *within the extension district have received written notice, by first class*
23 *mail or telefacsimile, of the proposed withdrawal request resolution prior*
24 *to such meeting resolution and the date, location and time of the meeting*
25 *to consider such resolution. (3) Immediately following notification, the*

26 ~~chairperson of the governing body of the extension district shall call a~~
27 ~~meeting of the body to establish whether the governing body of the~~
28 ~~extension district is in favor of such county withdrawing from the~~
29 ~~extension district. (4) Any agreement to withdraw a county from an~~
30 ~~extension district shall be effective on the January 1 occurring after a~~
31 ~~majority has voted in favor of the agreement pursuant to subparagraph (a)~~
32 ~~(1).~~

33 (3) *The members of the governing body of the extension district, the*
34 *director of extension or such director's authorized representative,*
35 *commissioners from any counties participating in the extension district*
36 *and any other interested parties may be heard at the meeting of*

1 *commissioners prior to a vote on the proposed resolution of withdrawal.*

2 (4) *Any resolution of withdrawal that is adopted pursuant to this*
3 *section shall be effective on January 1 of the year following the year such*
4 *resolution is adopted.*

5 (5) *Prior to July 1, 2013, any extension district in existence on July 1,*
6 *2012, may approve, by a majority vote of the board of the county*
7 *commissioners of each county within such extension district, the adoption*
8 *of the withdrawal procedure prescribed by this section in effect prior to*
9 *July 1, 2012, as part of such extension district's agreement. Such approval*
10 *shall be made by resolution of each county within such extension district.*

11 (b) *If one county withdraws from an extension district composed of*
12 *two counties, the extension district is dissolved on the January 1 occurring*
13 *after adoption of the withdrawal resolution. The property and obligations*
14 *of the dissolved extension district shall be transferred to and assumed by*
15 *the two counties in accordance with the agreement entered into to establish*
16 *or expand the extension district under K.S.A. 2-623, and amendments*
17 *thereto, as the case may be, or in accordance with a supplemental*
18 *agreement which may be entered into by such counties for that purpose.*

19 (c) *If a county withdraws on January 1 of any year from an extension*
20 *district composed of three or more counties, the extension district shall*
21 *continue in existence and shall be composed of all counties remaining*
22 *within the extension district. On the January 1 that a county withdraws*
23 *from an extension district, the governing body of the extension district*
24 *shall be reconstituted and shall be composed of those persons who were*
25 *members of the governing body prior to January 1 and who were elected*
26 *by the electors of counties remaining within the extension district. The*
27 *members of the reconstituted governing body shall continue to serve for*
28 *the remainder of the terms to which they were elected and shall organize*
29 *as provided in K.S.A. 2-624, and amendments thereto. All property and*
30 *obligations of the extension district prior to any such January 1 shall*
31 *remain the property and obligations of the extension district unless*
32 *otherwise agreed to under the agreement entered into to establish or*
33 *expand the extension district under K.S.A. 2-623, and amendments*
34 *thereto, as the case may be, or in accordance with a supplemental*
35 *agreement which may be entered into by the board of county*
36 *commissioners of the withdrawn county and the reconstituted governing*
37 *body of the continued extension district for that purpose.*

38 Sec. 2. *K.S.A. 2-628 is hereby repealed.*

39 Sec. 3. *This act shall take effect and be in force from and after its*
40 *publication in the statute book.*