

HOUSE BILL No. 2310

By Committee on Federal and State Affairs

2-11

1 AN ACT concerning agriculture; relating to chemigation; permit
2 exceptions; amending K.S.A. 2014 Supp. 2-3304 and repealing the
3 existing section.
4

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

6 Section 1. K.S.A. 2014 Supp. 2-3304 is hereby amended to read as
7 follows: 2-3304. (a) (1) *Except as provided in paragraph (2)*, any user of
8 the chemigation process shall register and obtain a chemigation user's
9 permit before using the process.

10 (2) *A chemigation user's permit shall not be required for a person*
11 *who:*

12 (A) *Only applies fertilizer; and*

13 (B) *has obtained a current private pesticide applicator certificate*
14 *pursuant to K.S.A. 2-2445a, and amendments thereto.*

15 (b) Registration shall consist of making application on a form
16 supplied by the secretary. Such application shall include, but not be limited
17 to:

18 (1) The name of the persons to whom a permit is to be issued,
19 including an owner or operator of land on which chemigation is to be used;

20 (2) a plan for using anti-pollution devices;

21 (3) a plan for handling tail water or accumulations of water;

22 (4) the number and locations, including a legal description, of
23 wellheads which may be involved in the chemigation process and surface
24 water supply withdrawal points, not to include siphon tubes; and

25 (5) payment of fees.

26 (c) The application fee for a chemigation user's permit shall be \$75
27 plus \$15 for each additional point of diversion, except that on and after
28 July 1, 2018, a chemigation user's permit shall be \$55 plus \$10 for each
29 additional point of diversion. A chemigation user's permit may be renewed
30 each year upon making an application, payment of the application fee and
31 completing the report form providing information used in chemigation the
32 previous year.

33 Sec. 2. K.S.A. 2014 Supp. 2-3304 is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its
35 publication in the statute book.