

HOUSE BILL No. 2080

By Committee on Water and Environment

1-18

Proposed Amendments for HB 2080  
Senate Committee on Agriculture  
and Natural Resources  
Prepared by Tamera Lawrence  
Office of Revisor of Statutes  
March 9, 2017

1 AN ACT concerning rural water districts; relating to reinstatement of  
2 forfeited benefit units; amending K.S.A. 82a-621 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. 82a-621 is hereby amended to read as follows: 82a-  
7 621. (a) Plans, specifications, proposed operating budget, schedules of unit  
8 fees and benefit units, rules and regulations; and estimates of cost for any  
9 authorized proposed improvement shall be filed with the chief engineer  
10 and with the secretary of the district. The total benefits of any such  
11 improvement shall be divided into a suitable number of benefit units. Each  
12 landowner within the district shall subscribe to a number of such units in  
13 proportion to the extent ~~he or she~~ such landowner desires to participate in  
14 the benefits of the improvements.

15 (b) Upon determining a schedule of benefit units and unit fees, the  
16 board shall cause a declaration of availability of such units for subscription  
17 to be entered in ~~its~~ the board's minutes ~~and any individual who fails to~~  
18 ~~become a participating member within thirty (30) days thereafter shall~~  
19 ~~not be eligible to hold office as a director; nor shall~~ Any individual, firm,  
20 partnership, association or corporation which fails to become a  
21 participating member within ~~ninety (90)~~ 90 days after such declaration  
22 shall not be qualified to participate at any meeting or vote at any election  
23 held thereafter unless such individual, firm, partnership, association or  
24 corporation shall thereafter become a participating member.

25 (c) As long as the capacity of the district's facilities permits,  
26 participating members of the district may subscribe to additional units  
27 upon payment of a unit fee for each such unit. Owners of land located  
28 within the district who are not participating members may subscribe to  
29 such units as the board in its discretion may grant, and upon payment of  
30 the unit fee for each such unit shall be entitled to the same rights as  
31 original participating members. Proceeds realized from benefit units may  
32 be accumulated and used by the district for any lawful purpose, including  
33 but not limited to, construction, expansion; and improvement of ~~the~~ the  
34 district's water producing; and water transportation facilities.

35 (d) The board of a district shall reinstate any benefit unit forfeited for  
36 nonpayment of fees and charges upon payment of:

hold office as a director,