

## SENATE BILL No. 615

By Committee on Commerce

2-15

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AN ACT concerning state agencies; reorganizing certain economic development agencies; amending K.S.A. 74-8015, 74-8102, 74-8111, 74-9303, 74-9306, 75-2935b and 79-3614 and K.S.A. 2001 Supp. 74-5001a, 74-5007a, 74-5049, 74-5089, 74-50,151, 74-8017, 74-8105, 74-8310, 74-8317, 74-8405, 75-2935 and 79-3234 and repealing the existing sections; also repealing K.S.A. 74-5099, 74-8013 and 74-8014 and K.S.A. 2001 Supp. 74-5093, 74-5094, 74-5095, 74-5096, 74-5097, 74-5098, 74-50,100, 74-50,101, 74-8001, 74-8002, 74-8003, 74-8004, 74-8005, 74-8006, 74-8007, 74-8009a, 74-8010, 74-8011, 74-8012 and 74-8016.

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

Section 1. K.S.A. 2001 Supp. 74-5001a is hereby amended to read as follows: 74-5001a. The purpose of the department of commerce shall be to develop and implement strategies to:

(a) Facilitate the growth, diversification and expansion of existing enterprises and the creation by Kansans of new wealth-generating enterprises;

(b) promote economic diversification and innovation within the basic industries and sectors of the state;

(c) promote increased productivity and value added products, processes and services among wealth-generating enterprises, and the export of those goods and services created by small and large Kansas enterprises to the nation and world;

(d) maintain and revitalize economically depressed rural areas and urban neighborhoods by annually targeting scarce resources by size, sector and location to communities and enterprises of particular need and opportunity, and by working in close collaboration with local communities;

(e) protect and enhance the environmental quality of the state in ways consistent with dynamic economic growth; ~~and~~

(f) forge a supportive partnership with the standing committee on commerce of the senate, the standing committee on economic development of the house of representatives and the joint committee on economic development, Kansas, Inc., the Kansas technology enterprise cor-

1 poration, Kansas venture capital, Inc., Kansas certified development  
2 companies, Kansas small business development centers, Kansas public  
3 and private educational institutions, and other appropriate private and  
4 public sector organizations in achieving the economic goals of the state;

5 (g) *evaluate and analyze the state's economy to guide the direction of*  
6 *future public and private actions, and report and make recommendations*  
7 *to the governor, the department of commerce and housing, the standing*  
8 *committee on commerce of the senate, the standing committee on eco-*  
9 *nomic development of the house of representatives and the joint committee*  
10 *on economic development with respect to the state's economy;*

11 (h) *oversee and evaluate the state's economic development activities*  
12 *on an ongoing basis through the establishment of goals, priorities, per-*  
13 *formance standards and the periodic program audit of those goals, pri-*  
14 *orities and performance standards; and*

15 (i) *oversee the implementation of the state's economic development*  
16 *plan and monitor updates of that plan.*

17 Sec. 2. K.S.A. 2001 Supp. 74-5007a is hereby amended to read as  
18 follows: 74-5007a. The purpose of the division of business development  
19 shall be to attract new business and industry from outside the state and  
20 promote and encourage the growth, diversification, innovation and reten-  
21 tion of existing Kansas business and industry, in rural and urban Kansas,  
22 thereby creating quality jobs, attracting new capital investment, and ex-  
23 panding and diversifying the state's economic tax base. In defining this  
24 purpose, the department and the state government shall recognize that  
25 the future of the Kansas economy depends largely on the creation of  
26 diversified, value added, primary economic activity that imports new qual-  
27 ity jobs, income and wealth into the state. The division of business de-  
28 velopment is hereby authorized and empowered to:

29 (a) Foster a climate of agricultural and industrial development by  
30 providing incentives to businesses and industries located principally out-  
31 side the state to expand, locate or relocate within the state;

32 (b) to engage in recruitment of such businesses and industries by  
33 identifying, contacting and informing them of the benefits of expanding,  
34 locating or relocating in Kansas;

35 (c) maintain and keep current all available information regarding the  
36 industrial opportunities and possibilities of the state, including raw ma-  
37 terials and by-products; power and water resources; transportation facil-  
38 ities; available markets and the marketing limitations of the state; labor  
39 supply; banking and financing facilities; availability of industrial sites; and  
40 the advantages the state and its particular sections have as industrial lo-  
41 cations; and such information shall be used for the encouragement of new  
42 industries in the state and the expansion of existing industries within the  
43 state;

1 (d) to assist counties and cities in industrial development through the  
2 establishment of industrial development corporations, including site sur-  
3 veys, small business administration problems, and render such other sim-  
4 ilar assistance as may be required; and in those instances where it is  
5 deemed appropriate, to contract with and make a service charge to the  
6 county or city involved for such services rendered; and

7 (e) to acquaint the people of this state with the industries within the  
8 state and encourage closer cooperation between the agriculture, com-  
9 mercial and industrial enterprises and the people of the state.

10 (f) Provide programs that facilitate the development of existing in-  
11 dustries and startup industries;

12 (g) facilitate the availability of capital for business growth and quality  
13 job creation;

14 (h) foster the development of a coordinated statewide network of  
15 business assistance programs;

16 (i) encourage the development of minority and women-owned  
17 businesses;

18 (j) pursue initiatives that expand the market for Kansas products and  
19 services;

20 (k) assist small business by providing assistance in interpreting and  
21 applying the laws and administrative rules and regulations of the state  
22 applying to such businesses; and

23 (l) make performance grants available to certified development com-  
24 panies and small business development centers as key constituent ele-  
25 ments of a "statewide risk capital system" subject to legislative appropri-  
26 ations. Such grants shall be made to provide secure base levels of funding  
27 and incentives for providing financial and technical assistance through the  
28 statewide risk capital system to primary, job creating enterprises. ~~The~~  
29 ~~method of distribution of the grants shall be developed by the division in~~  
30 ~~consultation with the certified development companies and small business~~  
31 ~~development centers and reviewed and evaluated by Kansas, Inc. Prior~~  
32 ~~to establishing the method of distribution, the division in consultation~~  
33 ~~with the certified development companies and small business develop-~~  
34 ~~ment centers shall perform a survey and analysis of the effectiveness of~~  
35 ~~existing methods of distribution for funding in other states.~~ The method  
36 of distribution shall include provision for the establishment of perform-  
37 ance standards and performance review prior to initial funding and for  
38 all subsequent refunding. The method of distribution shall also provide a  
39 formula for base levels of funding which considers all current levels of  
40 federal, state and other existing funding, and which recognizes different  
41 needs based upon differences in client populations and areas served. The  
42 method of distribution proposed shall give priority to the use of state  
43 funds for incentive funding where possible, and shall specifically encour-

1 age co-location of services essential to an effective and efficient statewide  
2 risk capital system.

3 Sec. 3. K.S.A. 2001 Supp. 74-5049 is hereby amended to read as  
4 follows: 74-5049. (a) In order to insure that the department of commerce  
5 and housing is effectively administering this act, the department shall  
6 cooperate with the standing committee on commerce of the senate, the  
7 standing committee on economic development of the house of represen-  
8 tatives and the joint committee on economic development and Kansas,  
9 Inc. in the performance of an independent performance review of the  
10 activities of the department and the departmental divisions. The review  
11 shall include, but not be limited to: (1) An assessment of the impacts of  
12 the department's programs corresponding to the strategic plans of the  
13 department and the departmental divisions; (2) a comparative assessment  
14 of the relative impact of the department's programs with similar programs  
15 in other states; and (3) a comparative assessment of the targeting of the  
16 department's programs by size and sector of economic activity, and by  
17 location in different areas of the state. The review shall be completed or  
18 updated at least once every three years.

19 (b) On or before October 1, the department shall prepare and publish  
20 an annual report, which shall be made widely available, of its activities  
21 and expenditures for the information of the governor, the standing com-  
22 mittee on commerce of the senate, the standing committee on economic  
23 development of the house of representatives and the joint committee on  
24 economic development, ~~Kansas, Inc.~~ and the public, and shall, from time  
25 to time, submit recommendations to the governor concerning legislation  
26 found to be necessary or desirable in effecting the purposes of this act.  
27 The annual report shall include any information which the department is  
28 required to report by law. The annual report shall specifically account for  
29 the ways in which the purposes of the department and its divisions as  
30 described in this act have been achieved, and the recommendations shall  
31 specifically note what changes in the activities of the department and its  
32 divisions, and of state government are necessary to better address the  
33 purposes described in this act.

34 Sec. 4. K.S.A. 2001 Supp. 74-5089 is hereby amended to read as  
35 follows: 74-5089. (a) There is hereby established a state matching grant  
36 program to provide assistance in the promotion of tourism and develop-  
37 ment of quality tourist attractions within the state of Kansas. Grants  
38 awarded under this program shall be limited to not more than 40% of  
39 the cost of any proposed project. Applicants shall not utilize any state  
40 moneys to meet the matching requirements under the provisions of this  
41 program. Both public and private entities shall be eligible to apply for a  
42 grant under the provisions of this act. Not less than 75% of all moneys  
43 granted under this program shall be allocated to public entities or entities

1 exempt from taxation under the provisions of 501(c)(3) of the federal  
2 internal revenue code of 1986 and amendments thereto. After July 1,  
3 1994, no more than 20% of moneys granted to public or nonprofit entities  
4 shall be granted to any single such entity. Furthermore, after July 1, 1994,  
5 no more than 20% of moneys granted to private entities shall be granted  
6 to any single such entity. The secretary of commerce and housing shall  
7 administer the provisions of this act and the secretary may adopt rules  
8 and regulations establishing criteria for qualification for a matching grant  
9 and such other matters deemed necessary by the secretary for the ad-  
10 ministration of this act.

11 (b) For the purpose of K.S.A. 74-5089 through 74-5091, and amend-  
12 ments thereto, "tourist attraction" means a site that is of significant in-  
13 terest to tourists as a historic, cultural, scientific, educational, recreational  
14 or architecturally unique site, or as a site of natural scenic beauty or an  
15 area naturally suited for outdoor recreation, however, under no circum-  
16 stances shall "tourist attraction" mean a race track facility, as defined in  
17 K.S.A. 74-8802, and amendments thereto, or any casino or other estab-  
18 lishment which operates class three games, as defined in the 1991 version  
19 of 25 USC 2703.

20 ~~(c) During the fiscal year 1997, Kansas Inc. shall commission an anal-~~  
21 ~~ysis of this program's impact on tourism. The analysis shall include a~~  
22 ~~recommendation for continuation, discontinuation or alteration of the~~  
23 ~~program.~~

24 Sec. 5. K.S.A. 2001 Supp. 74-50,151 is hereby amended to read as  
25 follows: 74-50,151. (a) There is hereby created in the state treasury the  
26 Kansas economic opportunity initiatives fund. Subject to acts of the leg-  
27 islature applicable thereto, the moneys in the Kansas economic oppor-  
28 tunity initiatives fund shall be used only for the purposes prescribed by  
29 this section.

30 (b) All expenditures made pursuant to this act shall be made in ac-  
31 cordance with appropriations acts upon warrants of the director of ac-  
32 counts and reports issued pursuant to vouchers approved by the governor  
33 or the governor's designee. The governor may approve a warrant upon  
34 certification, by the secretary of commerce and housing, that an economic  
35 emergency or unique opportunity exists which warrant funding for a stra-  
36 tegic economic intervention by such state agency or agencies to address  
37 expenses involved in securing economic benefits or avoiding or remedying  
38 economic losses related to:

- 39 (1) A major expansion of an existing Kansas commercial enterprise;
- 40 (2) the potential location in Kansas of the operations of a major  
41 employer;
- 42 (3) the award of a significant federal or private sector grant which has  
43 a financial matching requirement;

1 (4) the departure from Kansas or the substantial reduction of the  
2 operations of a major employer; and

3 (5) the closure or the substantial reduction of a major federal or state  
4 institution or facility.

5 (c) An intervention strategy may include financial assistance in the  
6 form of grants, loans or both. The department of commerce and housing  
7 shall adopt written guidelines concerning the terms and conditions of any  
8 such loans. However, all repaid funds shall be credited to the Kansas  
9 economic opportunity initiatives fund. No intervention strategy approved  
10 pursuant to this act shall facilitate the moving of an existing Kansas firm  
11 to another location within the state unless such restriction is waived by  
12 the secretary of commerce and housing. Every intervention strategy ap-  
13 proved pursuant to this act shall identify the intended outcomes to be  
14 realized by the strategy for which funding is sought.

15 (d) The department of commerce and housing ~~and Kansas, Inc.~~ shall  
16 make ~~joint~~ findings concerning the costs and benefits, on both a local and  
17 statewide basis, of projects proposed pursuant to this act. Prior to allo-  
18 cation of any funds pursuant to this act, the governor shall review the  
19 cost-benefit findings performed on each project.

20 (e) The director of the budget and the director of the legislative re-  
21 search department shall consult periodically and review the balance cred-  
22 ited to and the estimated receipts to be credited to the state economic  
23 development initiatives fund during the fiscal year. During any period  
24 when the legislature is not in session, upon a finding by the director of  
25 the budget in consultation with the director of the legislative research  
26 department that the total of the unencumbered balance and estimated  
27 receipts to be credited to the state economic development initiatives fund  
28 during a fiscal year are insufficient to fund the budgeted expenditures  
29 and transfers from the state economic development initiatives fund for  
30 the fiscal year in accordance with the provisions of appropriation acts, the  
31 director of the budget shall make a certification of such finding to the  
32 governor. Upon approval by the governor, the director of accounts and  
33 reports shall transfer the amount of moneys from the Kansas economic  
34 opportunity initiatives fund to the state economic development initiatives  
35 fund that is required, in accordance with a certification by the director  
36 of the budget under this subsection, to fund the budgeted expenditures  
37 and transfers from the state economic development initiatives fund for  
38 the fiscal year in accordance with the provisions of appropriation acts, as  
39 specified by the director of the budget pursuant to such certification.

40 (f) On or before the 10th day of each month, the director of accounts  
41 and reports shall transfer from the state general fund to the state eco-  
42 nomic development initiatives fund interest earnings based on:

43 (1) The average daily balance of moneys in the Kansas economic op-

1 opportunity initiatives fund for the preceding month; and

2 (2) the net earnings rate for the pooled money investment portfolio  
3 for the preceding month.

4 (g) A ~~five~~ *three* member panel consisting of the secretary of com-  
5 merce and housing, ~~the president of Kansas, Inc.~~, the president of the  
6 Kansas technology enterprise corporation, ~~the private sector chairperson~~  
7 ~~of the board of Kansas, Inc.~~ and the private sector chairperson of the  
8 Kansas technology enterprise corporation shall review annually the pro-  
9 priety of projects funded under this section. The panel shall report its  
10 findings in writing to the governor, the economic development committee  
11 of the house of representatives, the senate commerce committee and the  
12 joint committee on economic development.

13 Sec. 6. K.S.A. 74-8015 is hereby amended to read as follows: 74-  
14 8015. (a) As used in this section “state agency” means any state office or  
15 officer, department, board, commission, institution, bureau or any  
16 agency, division or unit within any office, department, board, commission  
17 or other state authority or any person requesting a state appropriation.

18 (b) On October 1, 1990, and annually thereafter, state agencies mak-  
19 ing community and economic development grants or loans shall submit  
20 to ~~Kansas, Inc.~~ *the department of commerce and housing* in a form pre-  
21 scribed by ~~Kansas, Inc.~~ *the department of commerce and housing*, reports  
22 detailing community and economic development grants or loans made by  
23 such state agencies. Such reports shall include the identity of the recipient  
24 of such loans or grants. ~~Kansas, Inc.~~ *The department of commerce and*  
25 *housing*, shall provide annually, to the governor and the legislature, a  
26 compilation of such reports.

27 Sec. 7. K.S.A. 2001 Supp. 74-8017 is hereby amended to read as  
28 follows: 74-8017. (a) On and after January 1, 2003, it shall be the duty of  
29 ~~Kansas, Inc.~~ *to prepare the department of commerce and housing to con-*  
30 *tract for the preparation of* an annual report evaluating the cost effect-  
31 iveness of the various income tax credits and sales tax exemptions enacted  
32 to encourage economic development within this state and submit the  
33 same to the standing committees on taxation and economic development  
34 of the house and assessment and taxation and commerce of the senate at  
35 the beginning of each regular session of the legislature. The secretary of  
36 revenue shall develop a questionnaire on the utilization of state income  
37 tax credits and sales tax exemptions that shall be completed by all cor-  
38 porate taxpayers subject to state income tax that shall be submitted to the  
39 department of revenue concurrently with the filing of an annual corporate  
40 income tax return. The questionnaire shall require respondents to indi-  
41 cate utilization of the following credits and exemptions:

42 (1) Income tax credits authorized under the provisions of the job  
43 expansion and investment credit act of 1976 and acts amendatory thereof

1 and supplemental thereto;

2 (2) income tax credits for expenditures in research and development  
3 activities authorized by K.S.A. 79-32,182, and amendments thereto;

4 (3) income and financial institutions privilege tax credits for cash in-  
5 vestment in stock of Kansas Venture Capital, Inc. authorized by K.S.A.  
6 74-8205 and 74-8206, and amendments thereto;

7 (4) income tax credits for cash investment in certified Kansas venture  
8 capital companies authorized by K.S.A. 74-8304, and amendments  
9 thereto;

10 (5) income tax credits for cash investment in certified local seed cap-  
11 ital pools authorized by K.S.A. 74-8401, and amendments thereto;

12 (6) income tax credits for investment in the training and education of  
13 qualified firms' employees authorized by K.S.A. 2001 Supp. 74-50,132,  
14 and amendments thereto;

15 (7) sales tax exemptions for property or services purchased for the  
16 purpose of and in conjunction with constructing, reconstructing, enlarg-  
17 ing or remodeling a business, or retail business meeting the requirements  
18 of K.S.A. 74-50,115, and amendments thereto, and machinery and equip-  
19 ment for installation at such business or retail business authorized by  
20 subsection (cc) of K.S.A. 79-3606, and amendments thereto; and

21 (8) sales tax exemptions for machinery and equipment used directly  
22 and primarily for the purposes of manufacturing, assembling, processing,  
23 finishing, storing, warehousing or distributing articles of tangible personal  
24 property in this state intended for resale by a manufacturing or processing  
25 plant or facility or a storage, warehousing or distribution facility. The  
26 secretary of revenue shall provide the completed questionnaires and cop-  
27 ies of sales tax exemption certificates to Kansas, Inc. for the preparation  
28 of such report.

29 (b) Prior to the commencement of the 2002 legislative session, Kan-  
30 sas, Inc. and the Kansas department of revenue shall agree upon proce-  
31 dures for the purpose of disclosure of corporate and individual taxpayer  
32 information to fulfill the purposes of this section and protect sensitive  
33 taxpayer information to the extent possible consistent with this section.  
34 Such procedures shall be submitted to an appropriate committee at the  
35 commencement of such session in the form of a proposed bill.

36 Sec. 8. K.S.A. 74-8102 is hereby amended to read as follows: 74-  
37 8102. (a) The purpose of the Kansas technology enterprise corporation is  
38 to foster innovation in existing and developing businesses, especially the  
39 creation, growth and expansion of Kansas enterprises in a diversified  
40 range of primary sectors, which develop value-added products, processes  
41 and services including, but not limited to:

42 (1) Existing resource-based industries of agriculture, oil, gas, coal and  
43 helium;



1 (2) existing advanced technology industries of aviation, pharmaceu-  
2 ticals, computers and electronics; and

3 (3) emerging industries of telecommunications, computer software,  
4 information services and research services.

5 (b) The corporation shall achieve the purpose stated in subsection (a)  
6 of this section by:

7 (1) Financing basic research, applied research and development, and  
8 technology transfer at Kansas educational institutions which meet com-  
9 petitive standards of excellence as measured by national and international  
10 peers, and which create innovative collaboration between Kansas edu-  
11 cational institutions and Kansas enterprises;

12 (2) awarding applied research matching grants to Kansas educational  
13 institutions and Kansas private enterprises in order to move innovation  
14 and applied research toward commercial application;

15 (3) engaging in seed-capital financing for the development and im-  
16 plementation of innovations or new technologies for existing resource,  
17 technology-based and emerging Kansas businesses; and

18 (4) providing technical referral services to such small, new, emerging  
19 or mature businesses and encouraging Kansas educational institutions to  
20 establish technical information data bases and industrial liaison offices  
21 which are easily accessible by both private and public sector Kansas  
22 organizations.

23 (c) The department of commerce, ~~Kansas, Inc.~~ and all other inter-  
24 ested state agencies shall cooperate with the Kansas technology enterprise  
25 corporation in providing information and other assistance as may be re-  
26 quested for the performance of its duties with respect to the state's eco-  
27 nomic development strategy.

28 Sec. 9. K.S.A. 2001 Supp. 74-8105 is hereby amended to read as  
29 follows: 74-8105. (a) The president shall be the chief executive officer of  
30 the corporation and shall serve at the pleasure of the board ~~secretary of~~  
31 *commerce and housing*. The president's salary shall be set by the board  
32 of directors. The president shall be in the unclassified service under the  
33 Kansas civil service act. The board of directors may negotiate and enter  
34 into an employment agreement with the individual selected as president  
35 of the corporation which may provide for such compensation and such  
36 provisions for allowances, benefits and expenses as may be included in  
37 such agreement. The board of directors is authorized to make all pay-  
38 ments and payroll deductions as may be required under such agreement.  
39 The president shall direct and supervise administrative affairs and the  
40 general management of the corporation.

41 (b) The president:

42 (1) May employ and terminate such other officers and employees as  
43 designated by the board of directors. Any officer or employee of the

1 corporation who receives a salary allocated from state funds shall receive  
2 no other compensation including, but not limited to, salaries, bonuses,  
3 fees or incentives for performance of any duties on behalf of any entity  
4 which is a subsidiary of or is otherwise related to the corporation or is a  
5 business in which the corporation or any entity related to the corporation  
6 has invested state funds. The president's employment contract, including  
7 any renewal of an existing contract, shall be made available to the senate  
8 commerce committee and the house economic development committee,  
9 or if the legislature is not in session, the joint committee on economic  
10 development, prior to execution of the contract. Such officers and em-  
11 ployees shall be in the unclassified service under the Kansas civil service  
12 act;

13 (2) shall attend board meetings;

14 (3) shall appoint a secretary to keep a record of all proceedings and  
15 maintain and be custodian of all financial and operational records, doc-  
16 uments and papers filed with the corporation and of the minute book of  
17 the corporation; and

18 (4) before accepting any applications as provided for under this act,  
19 shall prepare a business plan which shall include the corporate analysis  
20 of funding levels of programs in other states that are shown in the report  
21 required in subsection (b) of K.S.A. 74-8111 and amendments thereto  
22 and the threshold funding levels specified in subsection (c) of K.S.A. 74-  
23 8111 and amendments thereto. Upon approval of the business plan by  
24 the corporation board, the plan shall be presented to the standing com-  
25 mittee on commerce of the senate and the standing committee on eco-  
26 nomic development of the house of representatives or the joint legislative  
27 committee on economic development for review and evaluation.

28 Sec. 10. K.S.A. 74-8111 is hereby amended to read as follows: 74-  
29 8111. (a) The corporation shall publish an annual report which shall in-  
30 clude an audit in accordance with generally accepted accounting princi-  
31 ples as of June 30 of each year, and present the report to the governor,  
32 *and legislature and Kansas, Inc.*, setting forth in detail the operations and  
33 transactions conducted by it pursuant to this act or to other legislation.  
34 The annual report shall specifically account for the ways in which the  
35 purpose of the corporation and the programs described in this act have  
36 been carried out, and the recommendations shall specifically note what  
37 changes in the activities of the corporation and the programs it adminis-  
38 ters, and of state government are necessary to better address the purposes  
39 described in this act. The corporation shall distribute its annual report by  
40 such means that will make it widely available to those innovative enter-  
41 prises of special importance to the Kansas economy.

42 (b) The corporation shall annually review and prepare a report show-  
43 ing how and at what level other states fund the programs provided

1 for under this act. The corporation shall recommend an appropriate fund-  
2 ing level for Kansas which will make these programs nationally compet-  
3 itive with those of other states. The corporation's findings and recom-  
4 mendations shall be submitted to the governor and the legislature.

5 (c) The corporation shall adopt a threshold funding level for each of  
6 the programs provided for under this act. The threshold amount shall  
7 provide for funding that is great enough to have a significant impact and  
8 carry out the intent of this act. If the appropriation to fund these programs  
9 falls below the threshold, then no funding shall be provided by the cor-  
10 poration to the program funded below threshold level.

11 (d) The corporation shall be subject to an audit by the legislative  
12 division of post audit.

13 Sec. 11. K.S.A. 2001 Supp. 74-8310 is hereby amended to read as  
14 follows: 74-8310. (a) Pursuant to K.S.A. 74-5049, and amendments  
15 thereto, the secretary shall report the following:

- 16 (1) The number of Kansas venture capital companies;
- 17 (2) the total tax credit generated;
- 18 (3) the total investments made in Kansas venture capital companies;
- 19 (4) the total investments in Kansas businesses by Kansas venture cap-  
20 ital companies;
- 21 (5) an estimate of jobs created or preserved under the program; and
- 22 (6) an estimate of the multiplier effect on the Kansas economy of the  
23 program.

24 (b) Additionally, in the report the secretary shall evaluate the success  
25 of the program in collaboration with ~~Kansas, Inc.~~ and the standing com-  
26 mittee on commerce of the senate, the standing committee on economic  
27 development of the house of representatives and the joint committee on  
28 economic development, and may include specific recommendations for  
29 legislation.

30 Sec. 12. K.S.A. 2001 Supp. 74-8317 is hereby amended to read as  
31 follows: 74-8317. The corporation shall transmit annually to the governor,  
32 the standing committee on commerce of the senate, the standing com-  
33 mittee on economic development of the house of representatives; *and*  
34 the joint committee on economic development ~~and Kansas, Inc.:~~

- 35 (a) The annual statement of the fund; and
- 36 (b) a report, based upon information received by the fund manager,  
37 which specifies the following:
  - 38 (1) The manner in which the purpose as described in this act has  
39 been carried out by the fund.
  - 40 (2) The total investments made annually by the fund in Kansas  
41 businesses.
  - 42 (3) An estimate of jobs created and jobs preserved by investments by  
43 the fund in Kansas businesses.

1 (4) An estimate of the multiplier effect on the Kansas economy of  
2 investments by the fund in Kansas businesses.

3 (5) An analysis of the targeting of scarce resources by the fund by  
4 size, sector and location to enterprises of particular need and opportunity.

5 Sec. 13. K.S.A. 2001 Supp. 74-8405 is hereby amended to read as  
6 follows: 74-8405. (a) Pursuant to K.S.A. 74-5049, and amendments  
7 thereto, the secretary of commerce and housing shall report the following:

8 (1) The number of local seed capital pools;

9 (2) the total tax credit generated;

10 (3) the total investments made in Kansas venture capital companies;

11 (4) the total investments in Kansas businesses by local seed capital  
12 pools;

13 (5) an estimate of jobs created or preserved under the program; and

14 (6) an estimate of the multiplier effect on the Kansas economy of the  
15 program.

16 (b) Additionally, in the report the secretary shall evaluate the success  
17 of the program in collaboration with ~~Kansas, Inc.~~ and the standing com-  
18 mittee on commerce of the senate, the standing committee on economic  
19 development of the house of representatives and the joint committee on  
20 economic development, and may include specific recommendations for  
21 legislation.

22 Sec. 14. K.S.A. 74-9303 is hereby amended to read as follows: 74-  
23 9303. (a) There is hereby created a body politic and corporate to be known  
24 as the information network of Kansas, Inc. INK is hereby constituted as  
25 a public instrumentality and the exercise by INK of the authority and  
26 powers conferred by this act shall be deemed and held to be the per-  
27 formance of an essential governmental function.

28 (b) INK shall be governed by a board consisting of 10 members as  
29 follows:

30 (1) ~~The president of Kansas, Inc.~~ *secretary of commerce and housing*  
31 *or the secretary's designee;*

32 (2) the secretary of state;

33 (3) two members who are chief executive officers of agencies of the  
34 executive branch, appointed by the governor who shall serve at the plea-  
35 sure of the governor;

36 (4) one member appointed by the governor from a list of three Kansas  
37 bar association members submitted by such association. Such member  
38 shall serve a three-year term;

39 (5) three members from other user associations of a statewide char-  
40 acter appointed by the governor from a list of not less than nine individ-  
41 uals and their respective user associations compiled initially by the pres-  
42 ident of Kansas, Inc. and thereafter by the board of INK and submitted  
43 to the governor. No two members appointed pursuant to this paragraph

1 shall represent the same user association. The terms for such members  
2 shall be for a period of three years, except initially, when the terms shall  
3 be for one, two and three years, respectively;

4 (6) one member appointed by the governor from a list submitted by  
5 the president of the Kansas public libraries association and comprised of  
6 three librarians employed by public libraries. Following the initial ap-  
7 pointment hereunder, such list shall be comprised of librarians of public  
8 libraries which subscribe to INK. Such member shall serve a three-year  
9 term; and

10 (7) the director of information systems and communications who shall  
11 serve as a nonvoting member.

12 (c) The board shall annually elect one member from the board as  
13 chairperson of INK, another as vice-chairperson and another as secretary.

14 (d) Five members of the board shall constitute a quorum and the  
15 affirmative vote of five members shall be necessary for any action taken  
16 by the board. No vacancy in the membership of the board shall impair  
17 the right of a quorum to exercise all the rights and perform all the duties  
18 of the board.

19 Sec. 15. K.S.A. 74-9306 is hereby amended to read as follows: 74-  
20 9306. ~~Kansas, Inc.~~ and The division of information services and com-  
21 munications shall provide to INK such staff and other assistance as may  
22 be requested thereby, and the actual costs of such assistance shall be paid  
23 for by INK.

24 Sec. 16. K.S.A. 2001 Supp. 75-2935 is hereby amended to read as  
25 follows: 75-2935. The civil service of the state of Kansas is hereby divided  
26 into the unclassified and the classified services.

27 (1) The unclassified service comprises positions held by state officers  
28 or employees who are:

29 (a) Chosen by election or appointment to fill an elective office;

30 (b) members of boards and commissions, heads of departments re-  
31 quired by law to be appointed by the governor or by other elective offi-  
32 cers, and the executive or administrative heads of offices, departments,  
33 divisions and institutions specifically established by law;

34 (c) except as otherwise provided under this section, one personal sec-  
35 retary to each elective officer of this state, and in addition thereto, 10  
36 deputies, clerks or employees designated by such elective officer;

37 (d) all employees in the office of the governor;

38 (e) officers and employees of the senate and house of representatives  
39 of the legislature and of the legislative coordinating council and all officers  
40 and employees of the office of revisor of statutes, of the legislative re-  
41 search department, of the division of legislative administrative services,  
42 of the division of post audit and the legislative counsel;

43 (f) chancellor, president, deans, administrative officers, student

1 health service physicians, pharmacists, teaching and research personnel,  
2 health care employees and student employees in the institutions under  
3 the state board of regents, the executive officer of the board of regents  
4 and the executive officer's employees other than clerical employees, and,  
5 at the discretion of the state board of regents, directors or administrative  
6 officers of departments and divisions of the institution and county exten-  
7 sion agents, except that this subsection (1)(f) shall not be construed to  
8 include the custodial, clerical or maintenance employees, or any employ-  
9 ees performing duties in connection with the business operations of any  
10 such institution, except administrative officers and directors; as used in  
11 this subsection (1)(f), "health care employees" means employees of the  
12 university of Kansas medical center who provide health care services at  
13 the university of Kansas medical center and who are medical technicians  
14 or technologists or respiratory therapists, who are licensed professional  
15 nurses or licensed practical nurses, or who are in job classes which are  
16 designated for this purpose by the chancellor of the university of Kansas  
17 upon a finding by the chancellor that such designation is required for the  
18 university of Kansas medical center to recruit or retain personnel for  
19 positions in the designated job classes; and employees of any institution  
20 under the state board of regents who are medical technologists;

21 (g) operations, maintenance and security personnel employed to im-  
22 plement agreements entered into by the adjutant general and the federal  
23 national guard bureau, and officers and enlisted persons in the national  
24 guard and the naval militia;

25 (h) persons engaged in public work for the state but employed by  
26 contractors when the performance of such contract is authorized by the  
27 legislature or other competent authority;

28 (i) persons temporarily employed or designated by the legislature or  
29 by a legislative committee or commission or other competent authority  
30 to make or conduct a special inquiry, investigation, examination or  
31 installation;

32 (j) officers and employees in the office of the attorney general and  
33 special counsel to state departments appointed by the attorney general,  
34 except that officers and employees of the division of the Kansas bureau  
35 of investigation shall be in the classified or unclassified service as provided  
36 in K.S.A. 75-711, and amendments thereto;

37 (k) all employees of courts;

38 (l) client, patient and inmate help in any state facility or institution;

39 (m) all attorneys for boards, commissions and departments;

40 (n) the secretary and assistant secretary of the Kansas state historical  
41 society;

42 (o) physician specialists, dentists, dental hygienists, pharmacists,  
43 medical technologists and long term care workers employed by the de-

- 1 department of social and rehabilitation services;
- 2 (p) physician specialists, dentists and medical technologists employed  
3 by any board, commission or department or by any institution under the  
4 jurisdiction thereof;
- 5 (q) student employees enrolled in public institutions of higher  
6 learning;
- 7 (r) administrative officers, directors and teaching personnel of the  
8 state board of education and the state department of education and of  
9 any institution under the supervision and control of the state board of  
10 education, except that this subsection ~~(1)(r)~~ shall not be construed to  
11 include the custodial, clerical or maintenance employees, or any employ-  
12 ees performing duties in connection with the business operations of any  
13 such institution, except administrative officers and directors;
- 14 (s) all officers and employees in the office of the secretary of state;
- 15 (t) one personal secretary and one special assistant to the following:  
16 The secretary of administration, the secretary of aging, the secretary of  
17 agriculture, the secretary of commerce and housing, the secretary of cor-  
18 rections, the secretary of health and environment, the superintendent of  
19 the Kansas highway patrol, the secretary of human resources, the secre-  
20 tary of revenue, the secretary of social and rehabilitation services, the  
21 secretary of transportation, the secretary of wildlife and parks and the  
22 commissioner of juvenile justice;
- 23 (u) one personal secretary and one special assistant to the chancellor  
24 and presidents of institutions under the state board of regents;
- 25 (v) one personal secretary and one special assistant to the executive  
26 vice chancellor of the university of Kansas medical center;
- 27 (w) one public information officer and one chief attorney for the fol-  
28 lowing: The department of administration, the department on aging, the  
29 department of agriculture, the department of commerce and housing, the  
30 department of corrections, the department of health and environment,  
31 the department of human resources, the department of revenue, the de-  
32 partment of social and rehabilitation services, the department of trans-  
33 portation, the Kansas department of wildlife and parks and the commis-  
34 sioner of juvenile justice;
- 35 (x) civil service examination monitors;
- 36 (y) one executive director, one general counsel and one director of  
37 public affairs and consumer protection in the office of the state corpo-  
38 ration commission;
- 39 (z) specifically designated by law as being in the unclassified service;
- 40 (aa) all officers and employees of ~~Kansas, Inc.~~ and the Kansas tech-  
41 nology enterprise corporation; and
- 42 (bb) any position that is classified as a position in the information  
43 resource manager job class series, that is the chief position responsible

1 for all information resources management for a state agency, and that  
2 becomes vacant on or after the effective date of this act. Nothing in this  
3 section shall affect the classified status of any employee in the classified  
4 service who is employed on the date immediately preceding the effective  
5 date of this act in any position that is a classified position in the infor-  
6 mation resource manager job class series and the unclassified status as  
7 prescribed by this subsection shall apply only to a person appointed to  
8 any such position on or after the effective date of this act that is the chief  
9 position responsible for all information resources management for a state  
10 agency.

11 (2) The classified service comprises all positions now existing or here-  
12 after created which are not included in the unclassified service. Appoint-  
13 ments in the classified service shall be made according to merit and fitness  
14 from eligible pools which so far as practicable shall be competitive. No  
15 person shall be appointed, promoted, reduced or discharged as an officer,  
16 clerk, employee or laborer in the classified service in any manner or by  
17 any means other than those prescribed in the Kansas civil service act and  
18 the rules adopted in accordance therewith.

19 (3) For positions involving unskilled, or semiskilled duties, the sec-  
20 retary of administration, as provided by law, shall establish rules and reg-  
21 ulations concerning certifications, appointments, layoffs and reemploy-  
22 ment which may be different from the rules and regulations established  
23 concerning these processes for other positions in the classified service.

24 (4) Officers authorized by law to make appointments to positions in  
25 the unclassified service, and appointing officers of departments or insti-  
26 tutions whose employees are exempt from the provisions of the Kansas  
27 civil service act because of the constitutional status of such departments  
28 or institutions shall be permitted to make appointments from appropriate  
29 pools of eligibles maintained by the division of personnel services.

30 Sec. 17. K.S.A. 75-2935b is hereby amended to read as follows: 75-  
31 2935b. Salaries and other compensation of all persons who are within the  
32 unclassified service of the Kansas civil service act, and which salaries and  
33 other compensation are not fixed by statute, shall be subject to the ap-  
34 proval of the governor and such salaries or other compensation shall not  
35 be paid until approved by the governor. The provisions of this section  
36 shall not apply to the salaries and other compensation of any officer or  
37 employee when such salary or other compensation is specifically pre-  
38 scribed by law, nor to officers and employees of elected state officials,  
39 officers and employees under the jurisdiction of the state board of re-  
40 gents, the executive secretary and other employees of the Kansas public  
41 employees retirement system that are in the unclassified service as spec-  
42 ified under K.S.A. 74-4908 and amendments thereto, officers and em-  
43 ployees of ~~Kansas, Inc.~~ and the Kansas technology enterprise corporation,



1 officers and employees under the jurisdiction of the supreme court, leg-  
2 islative officers and employees or officers and employees of any agency  
3 performing functions and duties primarily for the legislative branch.

4 Sec. 18. K.S.A. 2001 Supp. 79-3234 is hereby amended to read as  
5 follows: 79-3234. (a) All reports and returns required by this act shall be  
6 preserved for three years and thereafter until the director orders them  
7 to be destroyed.

8 (b) Except in accordance with proper judicial order, or as provided  
9 in subsection (c) or in K.S.A. 17-7511, subsection (g) of K.S.A. 46-1106,  
10 K.S.A. 46-1114, or K.S.A. 79-32,153a, and amendments thereto, it shall  
11 be unlawful for the director, any deputy, agent, clerk or other officer,  
12 employee or former employee of the department of revenue or any other  
13 state officer or employee or former state officer or employee to divulge,  
14 or to make known in any way, the amount of income or any particulars  
15 set forth or disclosed in any report, return, federal return or federal return  
16 information required under this act; and it shall be unlawful for the di-  
17 rector, any deputy, agent, clerk or other officer or employee engaged in  
18 the administration of this act to engage in the business or profession of  
19 tax accounting or to accept employment, with or without consideration,  
20 from any person, firm or corporation for the purpose, directly or indi-  
21 rectly, of preparing tax returns or reports required by the laws of the state  
22 of Kansas, by any other state or by the United States government, or to  
23 accept any employment for the purpose of advising, preparing material  
24 or data, or the auditing of books or records to be used in an effort to  
25 defeat or cancel any tax or part thereof that has been assessed by the  
26 state of Kansas, any other state or by the United States government.

27 (c) Nothing in this section shall be construed to prohibit the publi-  
28 cation of statistics, so classified as to prevent the identification of partic-  
29 ular reports or returns and the items thereof, or the inspection of returns  
30 by the attorney general or other legal representatives of the state. Nothing  
31 in this section shall prohibit the post auditor from access to all income  
32 tax reports or returns in accordance with and subject to the provisions of  
33 subsection (g) of K.S.A. 46-1106 or K.S.A. 46-1114, and amendments  
34 thereto. Nothing in this section shall be construed to prohibit the disclo-  
35 sure of taxpayer information from income tax returns to persons or en-  
36 tities contracting with the secretary of revenue where the secretary has  
37 determined disclosure of such information is essential for completion of  
38 the contract and has taken appropriate steps to preserve confidentiality.  
39 Nothing in this section shall be construed to prohibit the disclosure of  
40 job creation and investment information derived from tax schedules re-  
41 quired to be filed under the Kansas income tax act to the secretary of  
42 commerce. Nothing in this section shall be construed to prohibit the  
43 disclosure of income tax returns to the state gaming agency to be used

1 solely for the purpose of determining qualifications of licensees of and  
2 applicants for licensure in tribal gaming. Any information received by the  
3 state gaming agency shall be confidential and shall not be disclosed except  
4 to the executive director, employees of the state gaming agency and mem-  
5 bers and employees of the tribal gaming commission. Nothing in this  
6 section shall be construed to prohibit the disclosure of the taxpayer's  
7 name, last known address and residency status to the department of wild-  
8 life and parks to be used solely in its license fraud investigations. Nothing  
9 in this section shall prohibit the disclosure of the name, residence address,  
10 employer or Kansas adjusted gross income of a taxpayer who may have a  
11 duty of support in a title IV-D case to the secretary of the Kansas de-  
12 partment of social and rehabilitation services for use solely in administra-  
13 tive or judicial proceedings to establish, modify or enforce such support  
14 obligation in a title IV-D case. In addition to any other limits on use, such  
15 use shall be allowed only where subject to a protective order which pro-  
16 hibits disclosure outside of the title IV-D proceeding. As used in this  
17 section, "title IV-D case" means a case being administered pursuant to  
18 part D of title IV of the federal social security act (42 U.S.C. § 651 *et*  
19 *seq.*) and amendments thereto. Any person receiving any information un-  
20 der the provisions of this subsection shall be subject to the confidentiality  
21 provisions of subsection (b) and to the penalty provisions of subsection  
22 (d).

23 (d) Any violation of subsection (b) or (c) is a class B nonperson mis-  
24 demeanor and, if the offender is an officer or employee of the state, such  
25 officer or employee shall be dismissed from office.

26 (e) Notwithstanding the provisions of this section, the secretary of  
27 revenue may permit the commissioner of internal revenue of the United  
28 States, or the proper official of any state imposing an income tax, or the  
29 authorized representative of either, to inspect the income tax returns  
30 made under this act and the secretary of revenue may make available or  
31 furnish to the taxing officials of any other state or the commissioner of  
32 internal revenue of the United States or other taxing officials of the fed-  
33 eral government, or their authorized representatives, information con-  
34 tained in income tax reports or returns or any audit thereof or the report  
35 of any investigation made with respect thereto, filed pursuant to the in-  
36 come tax laws, as the secretary may consider proper, but such information  
37 shall not be used for any other purpose than that of the administration  
38 of tax laws of such state, the state of Kansas or of the United States.

39 (f) Notwithstanding the provisions of this section, the secretary of  
40 revenue may:

41 (1) Communicate to the executive director of the Kansas lottery in-  
42 formation as to whether a person, partnership or corporation is current  
43 in the filing of all applicable tax returns and in the payment of all taxes,

1 interest and penalties to the state of Kansas, excluding items under formal  
2 appeal, for the purpose of determining whether such person, partnership  
3 or corporation is eligible to be selected as a lottery retailer;

4 (2) communicate to the executive director of the Kansas racing com-  
5 mission as to whether a person, partnership or corporation has failed to  
6 meet any tax obligation to the state of Kansas for the purpose of deter-  
7 mining whether such person, partnership or corporation is eligible for a  
8 facility owner license or facility manager license pursuant to the Kansas  
9 parimutuel racing act; and

10 (3) provide such information to the ~~president of Kansas, Inc. secre-~~  
11 ~~tary of commerce and housing or the secretary's designee~~ as required by  
12 K.S.A. 2001 Supp. 74-8017, and amendments thereto. The ~~president sec-~~  
13 ~~retary~~ and any employees or former employees of ~~Kansas, Inc. the de-~~  
14 ~~partment of commerce and housing or any contractors or former con-~~  
15 ~~tractors of the department~~ receiving any such information shall be subject  
16 to the confidentiality provisions of subsection (b) and to the penalty pro-  
17 visions of subsection (d).

18 (g) Nothing in this section shall be construed to allow disclosure of  
19 the amount of income or any particulars set forth or disclosed in any  
20 report, return, federal return or federal return information, where such  
21 disclosure is prohibited by the federal internal revenue code as in effect  
22 on September 1, 1996, and amendments thereto, related federal internal  
23 revenue rules or regulations, or other federal law.

24 Sec. 19. K.S.A. 79-3614 is hereby amended to read as follows: 79-  
25 3614. All information received by the director from returns filed under  
26 this act, or from any investigations conducted under the provisions of this  
27 act, shall be confidential, except for official purposes, and it shall be un-  
28 lawful for any officer or employee of such director to divulge any such  
29 information in any manner, except in accordance with a proper judicial  
30 order, or as provided in K.S.A. 74-2424, and amendments thereto. The  
31 post auditor shall have access to all such information in accordance with  
32 and subject to the provisions of subsection (g) of K.S.A. 46-1106, and  
33 amendments thereto. Nothing in this section shall be construed to pro-  
34 hibit the disclosure of taxpayer information from sales tax returns to per-  
35 sons or entities contracting with the secretary of revenue where the sec-  
36 retary has determined disclosure of such information is essential for  
37 completion of the contract and has taken appropriate steps to preserve  
38 confidentiality. Notwithstanding the provisions of this section, the sec-  
39 retary of revenue may provide such information to the ~~president of Kan-~~  
40 ~~sas, Inc. secretary of commerce and housing~~ as required by K.S.A. 2001  
41 Supp. 74-8017, and amendments thereto. Any person receiving any such  
42 information pursuant to this section shall be subject to the same duty of  
43 confidentiality imposed on officers and employees of the department of

1 revenue by this section and shall be subject to any civil or criminal pen-  
2 alties imposed by law for violations of such duty of confidentiality.

3 New Sec. 20. There is hereby created an advisory board for the Kan-  
4 sas department of commerce and housing. The board shall consist of  
5 members as follows:

6 (1) The governor of Kansas, or the governor's designee;

7 (2) the secretary of the Kansas department of commerce and housing;

8 (3) nine members who are appointed by the governor, subject to con-  
9 firmation by the senate as provided in K.S.A. 75-4315b, and amendments  
10 thereto. Except as provided by K.S.A. 46-2601, and amendments thereto,  
11 no person appointed pursuant to this paragraph shall exercise any power,  
12 duty or function as a member of Kansas, Inc. until confirmed by the  
13 senate. Such members shall be appointed as follows:

14 (A) One member from each of the primary economic sectors in the  
15 state, agriculture, oil and gas, and aviation, who are recognized for out-  
16 standing knowledge and leadership in their field;

17 (B) one member from one other primary, job creating, value added  
18 business sector who is recognized for outstanding knowledge and lead-  
19 ership in the member's field;

20 (C) two members from the private financial sector, one of whom shall  
21 have experience in the area of high-risk venture investments, and one of  
22 whom shall have commercial banking experience in an industry of special  
23 importance to the Kansas economy, and both of whom are recognized  
24 for outstanding knowledge and leadership in their fields;

25 (D) one member representing labor who is recognized for outstand-  
26 ing knowledge and leadership in the member's field;

27 (E) one member from the professional and business services sector  
28 who is recognized for outstanding knowledge and leadership in the mem-  
29 ber's field;

30 (F) one member who owns a small business and who is recognized  
31 for outstanding knowledge and leadership in that community of interest;

32 (4) one member who serves as the commanding general of the Kansas  
33 cavalry;

34 (5) one member who is appointed by the state board of regents from  
35 a Kansas university and who is recognized for outstanding knowledge and  
36 leadership in the field of economic development; and

37 (6) the speaker of the house, the house minority leader, the president  
38 of the senate and the senate minority leader or legislators who are ap-  
39 pointed to represent them and who will provide continuity by virtue of  
40 their membership on the standing committee on commerce of the senate,  
41 the standing committee on economic development of the house of rep-  
42 resentatives or the joint committee on economic development.

43 (b) (1) State officers who are designated as members shall serve by

1 virtue of office or position.

2 (2) Members appointed under subsection (a)(6) shall be appointed  
3 for a term ending on the first day of the regular legislative session in odd-  
4 numbered years.

5 (3) Except as provided by paragraph (5) of this subsection, the mem-  
6 ber appointed under subsection (a)(5) shall serve for a term of four years.

7 (4) Members appointed under subsection (a)(3) shall serve for a term  
8 of four years, except that, of the members first appointed, two shall serve  
9 for a term of two years, three shall serve for a term of three years, and  
10 two shall serve for a term of four years.

11 (5) The terms of members appointed under paragraphs (3) and (5)  
12 of subsection (a) and who are serving on Kansas, Inc. on the effective  
13 date of this act shall expire on January 15, of the year in which such  
14 member's term would have expired under the provisions of this section  
15 prior to amendment by this act. Thereafter, members shall be appointed  
16 for terms of four years and until their successors are appointed and  
17 confirmed.

18 (6) In case of a vacancy in the appointive membership of Kansas, Inc.,  
19 a successor shall be appointed in like manner and subject to the same  
20 qualifications and conditions as the original appointment of the member  
21 creating the vacancy.

22 (c) The board shall advise the department of commerce and housing  
23 with respect to long-term strategic planning and ensure and maintain  
24 consistent and effective economic development policy.

25 Sec. 21. K.S.A. 74-5099, 74-8013, 74-8014, 74-8015, 74-8102, 74-  
26 8111, 74-9303, 74-9306, 75-2935b and 79-3614 and K.S.A. 2001 Supp.  
27 74-5001a, 74-5007a, 74-5049, 74-5089, 74-5093, 74-5094, 74-5095, 74-  
28 5096, 74-5097, 74-5098, 74-50,100, 74-50,101, 74-50,151, 74-8001, 74-  
29 8002, 74-8003, 74-8004, 74-8005, 74-8006, 74-8007, 74-8009a, 74-8010,  
30 74-8011, 74-8012, 74-8016, 74-8017, 74-8105, 74-8310, 74-8317, 74-  
31 8405, 75-2935 and 79-3234 are hereby repealed.

32 Sec. 22. This act shall take effect and be in force from and after its  
33 publication in the statute book.

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