

SENATE BILL No. 36

By Committee on Agriculture

1-16

AN ACT concerning agriculture; relating to the destruction of field crops; damages.

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

Section 1. (a) Any person or entity who willfully and knowingly damages or destroys any field crop product that is grown for personal or commercial purposes, or for testing or research purposes in the context of a product development program in conjunction or coordination with a private research facility or a university or any federal, state or local government agency, shall be liable for twice the value of the crop damaged or destroyed.

(b) In awarding damages under this section, the court shall consider the market value of the crop prior to damage or destruction, and production, research, testing, replacement and crop development costs directly related to the crop that has been damaged or destroyed as part of the value of the crop.

(c) Damages available under this section shall be limited to twice the market value of the crop prior to damage or destruction plus twice the actual damages involving production, research, testing, replacement and crop development costs directly related to the crop that has been damaged or destroyed.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.