

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL & STATE AFFAIRS

The meeting was called to order by Representative Robert H. Miller at _____
Chairperson

1:30 a.m./p.m. on March 26, 1985 in room 526S of the Capitol.

All members were present except:

Representative Peterson

Committee staff present:

Lynda Hutfles, Secretary
Russ Mills, Research

Conferees appearing before the committee:

Representative Francisco
Gene Yockers, Real Estate Commission
Karen McClain, Kansas Association of Realtors
Tom Hatton, Department of Revenue
Kim Dewey, Sedgwick County
Representative Spaniol
Gerry Ray, Johnson County

The meeting was called to order by Chairman Miller.

Representative Sughrue made a motion, seconded by Representative Long, to approve the minutes of the March 25 meeting. The motion carried.

HB2123 - Real estate brokers and salespersons, deactivated license

Representative Ken Francisco explained the bill and said this was an attempt to change the procedure so that if you have a deactivated real estate license for more than two years you lose your license and have to retest. The bill attempts to let the deactivated license lay for an indefinite period. Representative Francisco distributed an amendment which deletes the 30 hours of current additional instruction and adds "completed current additional instruction as required by rules & regulations adopted by the commission. See attachment A.

There was discussion as to whether suspended or revoked licenses were included in the bill.

Gene Yockers, Real Estate Commission, said that he essentially agreed with the amendment and could live with it. It is a problem that needs to be addressed but he was not sure this was the answer.

Karen McClain, Kansas Association of Realtors, said that she supports the bill with Representative Francisco's amendment.

Hearings were concluded on HB2123.

HB2569 - Court review of driver's license suspension or revocation; restriction on issuance of new license

Tom Hatton, Department of Revenue, explained the bill which would lower appeal time from 60 to 30 days; specifies that filings and procedures should be governed under the rules of civil procedure; eliminates a jury trial; judges should review licensee's traffic violation records and establishes venue at the place of arrest for chemical test refusals. A technical amendment is needed on line 57 on page 2. The word "the" should be inserted after "jurisdiction of".

Hearings were concluded on HB2569.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL & STATE AFFAIRS,
room 526S, Statehouse, at 1:30 a.m./p.m. on March 26, 1985

HB2227 - Sale of real property by county; procedure

Kim Dewey, Sedgwick County Board of County Commissioners, gave testimony in support of the bill which provides for the sale of county personal and real property with a value of more than \$100,000. See attachment B.

There was discussion on home rule exemption and whether small counties should come under this.

Representative Spaniol explained the bill which removes the requirement that all sales of county property in excess of \$100,000 would have to be approved by the voters in a special election. He had no objection to this bill being localized. See attachment C.

Gerry Ray, Johnson County Board of Commissioners, told the committee they were in favor of the bill.

Hearings were concluded on HB2227.

HB2153 - State licensure of plumbers

Representative Aylward made a motion, seconded by Representative Barr, to report HB2153 favorable for passage.

Representative Goosen made a substitute motion, seconded by Representative Sallee to delete lines 19-31, lines 243-252, lines 388-391 and line 476 beginning with "practices" through line 479 ending with "act!" (This takes mandatory out of bill and sets up a state licensing board) The motion lost.

Representative Eckert made a motion, seconded by Representative Ramirez, to table the bill until a requested amendment could be submitted. The motion carried.

HB2237 - State licensure of electricians

Representative Aylward made a motion, seconded by Representative Eckert, to table the bill until a requested amendment could be submitted. The motion carried.

HB2202 - Natural gas regulation by KCC, when

Representative Hensley made a motion, seconded by Representative Walker, to report HB2202 favorable for passage.

Representative Grotewiel made a substitute motion, seconded by Representative Sallee, to adopt the attached amendment. He explained what amendment would do. It addressed four issues - Line 37 - sellers, resellers and brokers; Line 20 - the Johnson County Airport situation; Line 72-96 - the Fairfax situation and Line 99-107 the collection of franchise taxes in areas annexed by the city.

There was discussion about whether this amendment would include electric utilities.

A vote was taken on the substitute motion. The motion lost.

Representative Hensley's original motion was voted upon and the motion lost.

HB2462 - Kansas Highway Contractor Development Act

Representative Aylward made a motion, seconded by Representative Ramirez, to report HB2462 favorable for passage. The motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL & STATE AFFAIRS,
room 526S, Statehouse, at 1:30 a.m./p.m. on March 26, 1985.

HR6071 - Directing the Department of Revenue to modify drivers' license tests to include a question concerning alcohol and drug abuse while operating a motor vehicle

Representative Long made a motion, seconded by Representative Eckert, to adopt HR6071 favorably. The motion carried.

HB2570 - Availability of diversion records to courts and prosecuting attorneys

Representative Aylward made a motion, seconded by Representative Vancrum to report HB2570 favorable for passage. The motion carried.

The meeting was adjourned.

Ken Francisco

PROPOSED AMENDMENTS TO HOUSE BILL NO. 2123

On page 1, by striking all in line 42; in line 43, by striking all before the period and inserting "completed current additional instruction as required by rules and regulations adopted by the commission"

3/26/85
Attach A



SEDGWICK COUNTY, KANSAS

BOARD OF COUNTY COMMISSIONERS

DONALD E. GRAGG
CHAIRMAN
FIRST DISTRICT

BUD HENTZEN
CHAIRMAN PRO-TEM
THIRD DISTRICT

TOM SCOTT
COMMISSIONER
SECOND DISTRICT

COUNTY COURTHOUSE • SUITE 320 • WICHITA, KANSAS 67203-3759 • TELEPHONE (316) 268-7411

House Federal & State Affairs Committee
March 26, 1985
House Bill 2227

Testimony of Kim C. Dewey
Sedgwick County, Kansas

Last session Sedgwick County requested House Bill 2743, which allowed the timely sale of a computer owned by the County without the expense of a special election called to approve the sale. The special bill was needed because of the outdated requirements of K.S.A. 19-211, which required referendum approval of all sales of county personal and real property with a value of more than \$100,000.

The Bill was passed, and it enabled the County to sell the computer in a timely manner for \$230,000. However, it was not the first or the last time that this statute has threatened to work to the taxpayers' disadvantage.

A review of the statutes will reveal that cities or school districts are not similarly restrained in their decisions on the sale of property. We recognize that there is a need to provide some restraint regarding the sale of real property, but automatically requiring a referendum, triggered by exceeding an arbitrarily chosen dollar amount, is unreasonable. In almost all cases, there will be no particular public opinion or at least public indifference to the sale of county real property.

3/26/85
Attach B

House Bill 2227 provides for those rare occasions when there will be a public objection. The County would be required to publish notice of the sale of real property three times on three consecutive weeks. The public would be allowed a period of ninety days in which to file a protest petition of 2% of the qualified electors of the county objecting to the sale. The question of the sale would then be put to the voters.

We feel this is a reasonable period of time, and that 2% is not an unreasonable number of signatures to obtain if there is indeed strong objection. Personal property would be excluded from any of the limitations.

Finally, the bill eliminates the requirement of publishing the results of personal property sales. This is an unnecessary and expensive procedure. It is unnecessary due to the fact that notice of the sale is published and the results are public information, easily accessible to any individual truly interested.

We urge that you remove the outdated and unnecessary restrictions of K.S.A. 19-211.

STATE OF KANSAS)
Sedgwick County) ss.

Larry Ricketts, being first duly sworn, Deposes

and says: That he is Publisher of

THE DAILY REPORTER

a daily Newspaper printed in the State of Kansas, and published in and of general circulation in Sedgwick County, Kansas, with a general paid circulation on a daily basis in Sedgwick County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a daily published Monday through Friday and has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Derby, Kansas, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive time, the first publication thereof being

made as aforesaid on the 13th day of November, 1984, with subsequent publications being made on the following dates:

- _____ , 19_____
- _____ , 19_____
- Surplus Sale , 19_____
- _____ , 19_____
- _____ , 19_____
- _____ , 19_____

[Signature]
Subscribed and sworn to before me this 15th

day of November, 1984

[Signature]
Notary Public

My commission expires: June 13, 1987

Printer's fee \$ 88.20

Additional copies \$ _____

(First Published in The Daily Reporter Nov. 19, 1984)
CORRECTION:
The date of the Sedgwick County Surplus Property Sale, in accordance with K.S.A. 19-211, was erroneously listed as being held on July 23, 1894 in the Nov. 13, 1984 legal publication. It should have read: July 23, 1984.

RENA K. RICKETTS
NOTARY PUBLIC
STATE OF KANSAS
My App. Exp. 6/13/87

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This 'N That

Gymnasts Go Next

DERBY— "We were used," was the way by High gymnastics coach Marty Hunt described his team's performance at last weekend's state meet. At the 5-6A state event.

STATE OF KANSAS)
Sedgwick County) ss.

Larry Ricketts, being first duly sworn, Deposes

and says: That he is Publisher of

THE DAILY REPORTER

a daily Newspaper printed in the State of Kansas, and published in and of general circulation in Sedgwick County, Kansas, with a general paid circulation on a daily basis in Sedgwick County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a daily published Monday through Friday and has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Derby, Kansas, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive time, the first publication thereof being

made as aforesaid on the 9th day of

November, 1984, with subsequent publications being made on the following dates:

_____ , 19____

_____ , 19____

Monday , 19____

_____ , 19____

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_____ , 19____

_____ , 19____

Subscribed and sworn to before me this 12th

day of November, 1984

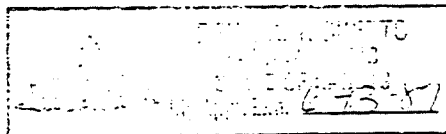
Larry Ricketts

Notary Public

My commission expires: June 13, 1987

Printer's fee \$ 66.74

Additional copies \$ _____



Have A Nice Weekend

- 12:45 a.m. Music Magazine
- 12:45 a.m. Russell Campbell, Real Life, Joe and The Pips, Glen Chaires, Gladys Knight Milsap, with guests Roy A tribute to singer Ronnie Celebration
- 12:40 a.m. Ronnie Milsap In Celebration
- 12:40 a.m. The Man Who Loved Car Dancing
- 10:45 p.m. MIDNIGHT
- 10:45 p.m. Movie "The Shadow Riders"
- 10:30 p.m. Saturday Night Live
- 10 p.m. ABC News (CC)
- 10 p.m. News
- 9 p.m. Movie "L. Vilekoni" "Finder Of Lost Loves" "Cover Up"
- 9 p.m. Hammer Mickey Spillane's Mike Love Boat (CC) her career. (CC) woman barrister launch charge of armed robbery and helps a young Rumpole defends a petty crook against Rumpole Of The Bailey
- 8 p.m. Mystery "Bustin' Loose"
- 8 p.m. Last Song
- 7:30 p.m. Gimme A Break - Nell learns that Joey has been cutting school to spend his afternoons breakdancing at the beach.
- 7:30 p.m. Commandos heist on advanced military helicopter from the heavily guarded plant of its manufacturer.

- 7 p.m. Different Strokes
- 6:30 p.m. Three's Company
- 6 p.m. M.A.S.H. Hee Haw
- 6 p.m. Charles's Angels
- 5:30 p.m. Doctor Who
- 5 p.m. In Search Of...
- 5 p.m. Star Trek
- 4:30 p.m. A visit to San Diego's Sea World: a close-up of artificial heart; the secrets of fire. (CC)
- 4 p.m. Newton's Apple
- 3:30 p.m. Motorweek
- 3 p.m. New Tech Times
- 3 p.m. Washington of USC
- 2:30 p.m. College Football
- 2 p.m. Adam Smith's Money
- 2 p.m. Breeders' Cup
- 2 p.m. Dinner At Julia's
- 2 p.m. A smoked salmon first course is followed by a most deviled rabbit; and guest chef Jean-Pierre Govenvalle prepares a flaming orange souffle. (CC)
- 2 p.m. Sportsbeat
- 2 p.m. "Stor" discusses the "Stor" and his favorite episodes with his favorite clips
- 1:30 p.m. Magic Of Watercolor
- 1 p.m. Wild Kingdom
- 1 p.m. Victory Garden
- 1 p.m. Copy Show
- 1 p.m. Charlie Brown And

Land-Sale Law Due Amendment

Time was when Kansans had good reason to fear letting county commissioners sell county property unrestricted. Before the state adopted a law requiring commissioners to get the consent of county residents before selling property worth more than \$100,000, it wasn't unheard of for an occasional county commission to sell public property to private-sector cronies at bargain rates.

But that day is long past, and the law has become much more than a harmless anachronism: It's become a dollar-wasting impediment to routine county business. That's why Sedgwick County wants the Legislature to get rid of all restrictions on sale of personal county property, autos and computers, for example. And it wants the restriction on sale of real property eased considerably.

If the Legislature agrees, the county would be able to establish its own procedures for selling personal property. Considering that

modern-day accounting procedures closely track the movement of county dollars, and that the county perpetually is strapped for money, there's little reason to think the county commissioners would abuse such freedom — or could, if they wanted to.

As for real property, the county asks only that a referendum not be required every time the county wants to get rid of a piece of land worth more than \$100,000, and that the results of a sale not have to be published. Recognizing it may not always be a good idea to sell public land unimpeded, the county, under its proposal, would have to notify taxpayers a land sale was pending. If 5 percent of them protested within 30 days, a referendum would be required.

These proposed amendments include sufficient safeguards against any unwise sale proposal. The Legislature should recognize this, and pass them.

DENNIS SPANIOL
REPRESENTATIVE NINE TH FOURTH DISTRICT
SEDGWICK COUNTY
438 S. SOJORA
WICHITA KANSAS 67209
316-722-2044
ROOM 280 W. CAPITOL BLDG
TOPEKA, KANSAS 66612
913-296-7540



TOPEKA

HOUSE OF
REPRESENTATIVES

COMMITTEE ASSIGNMENTS
CHAIRMAN SEDGWICK COUNTY LEGISLATIVE DELEGATION
MEMBER ASSESSMENT AND TAXATION
ENERGY AND NATURAL RESOURCES
TRANSPORTATION
JOINT COMMITTEE ON ADMINISTRATIVE
RULES AND REGULATIONS

MARCH 26, 1985

TO: HOUSE FEDERAL AND STATE AFFAIRS COMMITTEE

RE: HOUSE BILL 2227

HOUSE BILL 2227 REMOVES THE REQUIREMENT THAT ALL SALES OF COUNTY PROPERTY IN EXCESS OF \$100,000 WOULD HAVE TO BE APPROVED BY THE VOTERS IN A SPECIAL ELECTION.

CURRENTLY, CITIES AND SCHOOL DISTRICTS DO NOT HAVE A SIMILAR DOLLAR LIMITATION. THERE ARE SAFEGUARDS IN THE BILL WHICH WOULD PROVIDE FOR A 2% PROTEST PETITION OF THE QUALIFIED ELECTORS OF THE COUNTY OBJECTING TO THE SALE. THE PROPOSED SALE WOULD THEN HAVE TO BE SUBMITTED TO THE PEOPLE.

APPARENTLY THERE IS SOME OPPOSITION TO REMOVING THIS PROVISION ON A STATEWIDE BASIS. I WOULD NOT OBJECT TO LOCALIZING THIS LEGISLATION TO SEDGWICK COUNTY.

I ASK FOR YOUR FAVORABLE CONSIDERATION ON THIS BILL.

REP. DENNIS SPANIOL

3/26/85
Attach e

HOUSE BILL No. 2202

By Committee on Transportation

2-6

0018 AN ACT concerning natural gas; certain regulation by the state
0019 corporation commission; amending K.S.A. 66-104 ~~and 66-131~~ section
0020 and repealing the existing ~~section sections~~

0021 *Be it enacted by the Legislature of the State of Kansas:* (a)

0022 Section 1. K.S.A. 66-104 is hereby amended to read as fol-
0023 lows: 66-104. The term "public utility," as used in this act, shall
0024 be construed to mean every ~~cooperative~~ corporation, company,
0025 individual, association of persons, their trustees, lessees or re-
0026 ceivers, that now or hereafter may own, control, operate or
0027 manage, except for private use; any equipment, plant or gen-
0028 erating machinery, or any part thereof, for the transmission of
0029 telephone messages or for the transmission of telegraph mes-
0030 sages in or through any part of the state, or the conveyance of oil
0031 and gas through pipelines in or through any part of the state,
0032 except pipelines less than ~~fifteen (15)~~ 15 miles in length and not
0033 operated in connection with or for the general commercial sup-
0034 ply of gas or oil, or for the operation of any trolley lines, street,
0035 electrical or motor railway doing business in any county in the
0036 state; also all dining car companies doing business within the
0037 state; ~~also all sellers and resellers and commissioned brokers of~~
0038 ~~natural gas doing business within the state who do not own,~~
0039 ~~control, operate or manage pipeline and distribution facilities,~~
0040 ~~except for natural gas producers who sell to public utilities as~~
0041 ~~herein defined or, who sell to customers not served by public~~
0042 ~~utilities as herein defined or who sell by private contract to an~~
0043 ~~end-use customer, and except for (1) the sale of natural gas for~~
0044 ~~on-farm use, or (2) the sale of natural gas through a farm tap~~
0045 ~~granted pursuant to a right-of-way, and all companies for the~~

Attach D

Attach. D
3/26/85

0046 production, transmission, delivery or furnishing of heat, light,
 0047 water or power. No cooperative, cooperative society, nonprofit or
 0048 mutual corporation or association which is engaged solely in
 0049 furnishing telephone service to subscribers from one telephone
 0050 line without owning or operating its own separate central office
 0051 facilities, shall be subject to the jurisdiction and control of the
 0052 commission as provided herein, except that it shall not construct
 0053 or extend its facilities across or beyond the territorial boundaries
 0054 of any telephone company or cooperative without first obtaining
 0055 approval of the commission. As used herein, the term "transmis-
 0056 sion of telephone messages" shall include the transmission by
 0057 wire or other means of any voice, data, signals or facsimile
 0058 communications, including all such communications now in
 0059 existence or as may be developed in the future.

0060 The term "public utility" shall also include that portion of _____ municipally owned
 0061 every ~~municipally owned city owned~~ or operated electric or gas
 0062 utility located outside of and more than three (3) miles from the _____ municipality
 0063 corporate limits of such municipality ~~city~~, but nothing in this act
 0064 shall apply to a ~~municipally owned city owned~~ or operated _____ municipally owned
 0065 utility, or portion thereof, located within the corporate limits of
 0066 such ~~municipality city~~ or located outside of such corporate limits _____ municipality
 0067 but within three (3) miles thereof except as provided in K.S.A.
 0068 66-131a ~~and amendments thereto.~~)

0069 ~~"City," as used in this act, means a city incorporated and~~
 0070 ~~operating under the constitution of Kansas or under the laws of~~
 0071 ~~the state in which it is located.~~

0072 ~~Except as herein provided, the power and authority to control~~
 0073 ~~and regulate all public utilities and common carriers currently~~
 0074 ~~situated and operated wholly or principally within any city or~~
 0075 ~~principally operated for the benefit of such city or its people on~~
 0076 ~~the effective date of this act, and all public utilities and common~~
 0077 ~~carriers that begin operation after the effective date of this act~~
 0078 ~~wholly or principally within any city not being provided that~~
 0079 ~~utility or common carrier service by a public utility subject to~~
 0080 ~~the jurisdiction of the commission, shall be vested exclusively in~~
 0081 ~~such city, subject only to the right to apply for relief to the~~
 0082 ~~corporation commission as hereinafter provided in K.S.A. 66-~~

The term "municipally owned" means city-owned when applicable to ^{city} natural gas or to a natural gas utility. The term "municipality" means when applicable to natural gas or to a natural gas utility.

~~0083 131a or 66-133 and to the provisions of K.S.A. 66-131a and
 0084 amendments thereto or section 2. All public utilities and com-
 0085 mon carriers that begin operation after the effective date of this
 0086 act wholly or principally within any city already being provided
 0087 similar service by a public utility subject to the jurisdiction of
 0088 the commission, shall be deemed to be a public utility as that
 0089 term is used in this section and, as such, shall be subject to the
 0090 jurisdiction of the commission. A transit system principally
 0091 engaged in rendering local transportation service in and be-
 0092 tween contiguous cities in this and another state by means of
 0093 street railway, trolley bus and motor bus lines, or any combina-
 0094 tion thereof, shall be deemed to be a public utility as that term is
 0095 used in this act and, as such, shall be subject to the jurisdiction of
 0096 the commission.~~

~~0097 "Commission," as used in this act, means the state corporation
 0098 commission.~~

0099 New Sec. 2. All rights of a supplier of natural gas to provide
 0100 distribution service in an area annexed by a city shall terminate
 0101 180 days from the date of annexation, unless such natural gas
 0102 supplier is then holding a valid franchise for services in such
 0103 area granted by the annexing city. The 180-day period shall be
 0104 extended to 210 days from the date of annexation if a franchise is
 0105 granted to such natural gas supplier pursuant to referendum
 0106 conducted according to applicable franchise laws of the state
 0107 within the 210-day period.

~~0108 Sec. 3. K.S.A. 66-131 is hereby amended to read as follows:
 0109 66-131. No common carrier or public utility, including that
 0110 portion of any municipally owned city-owned utility defined as a
 0111 public utility by K.S.A. 66-104 and amendments thereto, gov-
 0112 erned by the provisions of this act, shall transact business in the
 0113 state of Kansas until it shall have ~~has~~ obtained a certificate from
 0114 the state corporation commission that public convenience will
 0115 be promoted by the transaction of said such business and per-
 0116 mitting said the applicants to transact the business of a common
 0117 carrier or public utility in this state. In no event shall Such
 0118 jurisdiction shall not authorize the corporation commission to
 0119 review, consider or effect affect the facilities or rates charged for~~

(b) Except as herein provided, a city shall have the power and authority to control and regulate (1) all public utilities and common carriers which are situated and operated wholly or principally within any city or principally operated for the benefit of such city or its people, ~~shall be--vested--exclusively in--such--city,--subject-only~~ prior to the effective date of this act; and (2) all public utilities and common carriers that begin operation after the effective date of this act which are wholly or principally situated and operated within any city not being provided that utility or common carrier service by a public utility subject to the jurisdiction of the commission.

The power of a city to regulate utilities pursuant to this subsection shall be subject to the right to apply for relief to the corporation commission as hereinafter provided in K.S.A. 66-133 and--to--the--provisions--of--K.S.A., 66-131a and section 2, and amendments thereto.

(c) All public utilities and common carriers that begin operation after the effective date of this act which are wholly or principally situated and operated within any city already being provided similar service by a public utility or common carrier which is subject to the jurisdiction of the commission, shall be deemed to be a public utility and shall be subject to the jurisdiction of the state corporation commission. A transit system principally engaged in rendering local transportation service in and between contiguous cities in this and another state by means of street railway, trolley bus and motor bus lines, or any combination thereof, shall be deemed to be a public utility ~~as-that-term-is-used-in-this-act and,--as-such,~~ shall be subject to the jurisdiction of the commission.

0120 services or in any way the operation of such municipally owned
0121 city-owned or operated electric or gas utility within the corporate
0122 limits or outside but within three (3) miles of the corporate limits
0123 of any city, or facilities, or rates charged for services or in any
0124 way the operation of facilities or their replacements now owned
0125 by any such utility except as provided in K.S.A. 66-131a and
0126 amendments thereto. No prescribed rates, orders or other regu-
0127 latory supervision of the corporation commission shall be con-
0128 trary to any lawful provision of any revenue bond ordinance
0129 authorizing the issuance of revenue bonds to finance all or any
0130 part of the municipally owned city-owned or operated electric or
0131 gas utility so subjected to the jurisdiction of the corporation
0132 commission. This section shall not apply to any common carrier
0133 or public utility governed by the provisions of this act now
0134 transacting business in this state; nor shall this section apply to
0135 the facilities and operations of any municipally owned city-
0136 owned or operated utility supplying electricity or gas outside of
0137 the corporate limits of any municipality city where such facilities
0138 and operations are in existence on the effective date of this act,
0139 but any extension of such facilities or any new facilities located
0140 outside of and more than three (3) miles from the municipality's
0141 city's corporate limits; shall be subject to the requirements of
0142 this section; nor shall this section apply to any municipally
0143 owned city-owned or operated electric or gas utility furnishing
0144 electricity or gas to a facility owned or jointly owned by such
0145 municipality city and located outside the corporate limits of such
0146 municipality city.

0147 Sec. 3 4. K.S.A. 66-104 is and 66-131 are hereby repealed. is

0148 Sec. 4 5. This act shall take effect and be in force from and

0149 after its publication in the Kansas register.