

Approved: 4-29-06
Date

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:30 a.m. on March 8, 2006 in Room 231-N of the Capitol.

All members were present.

Committee staff present:

Athena Andaya, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Mary Ann Torrence, Revisor of Statutes Office
Connie Burns, Committee Secretary

Conferees appearing before the committee:

Sherry Diel, Kansas Real Estate Commission
Bill Yanek, Kansas Association of Realtors
Whitney Damron, City of Topeka

Others attending:

See attached list.

HB 2788 – Concerning expiration, suspensions or revocation of real estate brokers and salespersons licenses

Chairman Brungardt opened the hearing on **HB 2788**.

Sherry Diel, Kansas Real Estate Commission, appeared in support on the bill. (Attachment 1) The proposed bill would provide the Commission with the authority to revoke the license of any licensee who voluntarily surrenders their license during a pending investigation of misconduct or while charges of misconduct against the licensee are pending or anticipated. Any fines received by the Commission are transferred to the State General Fund.

Senator Vratil had concerns about the provision in Sec. 3 and on page 4, as needing some technical work. It was stated that this legislation was modeled after an Iowa bill.

Bill Yanek, Kansas Association of Realtors, spoke in favor of the bill. (Attachment 2) The bill by mandates language in all residential real estate contracts by directing contracting parties to the KBI Registered Offender Website, the public will be better informed about this threat to public safety. KAR supports the addition of this mandate, but ask that the committee consider an effective date of January 1, 2007, in order to give KAR and other real estate industry stakeholders more time to adjust their contractual language.

Chairman Brungardt closed the hearing on **HB 2788**.

SB 580 – Repeal of Topeka/Shawnee County consolidation law

Chairman Brungardt opened the hearing on **SB 580**.

Whitney Damron, representing the City of Topeka, appeared in support of the bill. (Attachment 3) The bill would remove KSA 25-2113(b) which would require elected officials of the City of Topeka (Mayor and City Council members) to run in partisan elections, and since the consolidation plan failed most of the statutes adopted in conjunction with **HB 2083** are no longer considered in force or applicable to the City of Topeka and Shawnee County.

Brendon Long, spoke in favor of the bill. (No written testimony provided)

Chairman Brungardt closed the hearing on **SB 580**.

Final Action:

SB 549 – State library of Kansas board created; state library and advisory commission and Kansas library network board abolished

A balloon was provided by the revisor. (Attachment 4) The balloon would lower the number of members to 12 and designates the make up of the membership; adds a new section 4 on page 2 and re-lettering subsections, clarifies “Board” in new section (a) on Page 9, Sec. 11.

Senator Brownlee moved the balloon language. Senator Vratil seconded the motion. The motion carried.

Senator Brownlee moved to pass the bill favorably as amended. Senator Reitz seconded the motion. The motion carried.

The meeting was adjourned at 11:35 am. The next scheduled meeting is March 9, 2006.



KANSAS

KANSAS REAL ESTATE COMMISSION
SHERRY C. DIEL, EXECUTIVE DIRECTOR

KATHLEEN SEBELIUS, GOVERNOR

Memo To: Chairperson Brungardt and Members of the Senate Federal and State
Affairs Committee
From: Sherry C. Diel, Executive Director
RE: HB 2788
Date: March 8, 2006

Sections 1 through 6 of the proposed legislation addresses the issues of what happens to the licenses of salespersons or associate brokers who are employed by or associated with a supervising broker or branch broker whose license expires or is suspended or revoked and how pending transactions must be handled. Section 1 and 2 would provide that when the license of a supervising broker or branch broker expires or is suspended or revoked, the Commission would have authority to automatically deactivate the licenses of any salespersons or associate brokers associated with or employed by that supervising broker or branch broker within five days after the Commission issues written notice to the associated or employed licensee of the expiration, suspension or revocation of the supervising broker's or branch broker's license.

In the case of expiration of a supervising broker or branch broker's license, another supervising broker or branch broker may assume the role as the supervising broker or branch broker to avoid deactivation of the affiliated licensees' licenses if notification is provided to the Commission prior to the expiration date of the change in supervising brokers or branch brokers. In the case of a suspension or revocation of a supervising broker or branch broker, the Commission may, if it deems it is in the public interest until pending transactions are closed, authorize another broker to act as the supervising broker or branch broker during the period of suspension or revocation.

Section 3 is intended to clarify that a supervising broker or branch broker whose license is suspended or revoked can be paid personally earned commission only if the commission was earned while the license was on active status and prior to the effective date of the suspension or revocation. Nothing would prohibit a supervising broker or branch broker whose license is suspended or revoked from receiving compensation from his ownership interest in the brokerage.

Section 4 would provide that unless another broker assumes the role of supervising broker or branch broker prior to the expiration date of the supervising broker's or branch broker's license, all listings and brokerage agreements must be canceled by the supervising broker or branch broker on or before the expiration date of the license. When the supervising broker's or branch broker's license is suspended or revoked, all

listings and brokerage agreements must be canceled by the supervising broker or branch broker whose license is suspended or revoked within five days after the effective date of the order of suspension or revocation, unless another broker is appointed by the Commission to serve as the supervising broker or branch broker.

Section 5 would prohibit a supervising broker or branch broker whose license is expired or is suspended or revoked from personally finalizing any pending closings. The legislation would require that the responsibility for finalizing pending closings be transferred to another broker, an attorney, a financial institution or an escrow company.

Section 6 would provide that if another supervising broker or branch broker has not been authorized by the Commission to act as the supervising broker, all advertising under the supervising broker's name or trade name, including signage, must be removed or covered within five days after the expiration date of the supervising broker's or branch broker's license or the effective date of the suspension or revocation.

Section 7 would increase the maximum statutory fine set forth in K.S.A. 58-3050(b) from \$500 to \$1,000 per violation and up to \$10,000 per violation, if the Commission makes specific findings that egregious circumstances exist and that the licensee committed one or more of the following violations:

- (1) Misappropriated funds belonging to another person;
- (2) Engaged in fraud or made any substantial misrepresentation;
- (3) Represented to a lender, guaranteeing agency or any other interested party, either verbally or through the preparation of false documents, an amount in excess of the true and actual sale price of the real estate or terms differing from those actually agreed upon;
- (4) Committed forgery or signed or initialed a contractual agreement on behalf of another person in a real estate transaction unless authorized to do so by a duly executed power of attorney;
- (5) Failed to promote the interests of the client with the utmost good faith, loyalty and fidelity; or
- (6) Failed to disclose to a customer all adverse material facts actually known by the licensee regarding environmental hazards affecting the property that are required by law to be disclosed, the physical condition of the property, material defects in the property, defects in the title to the real property or the client's ability to perform under the terms of the agreement.

The Commission has found that the \$500 fine is too low to discourage violations of the law in comparison to the commission that can be earned on the transaction. In a few

HB 2788
March 8, 2006
Page 3

cases, the Commission has felt that that the only viable alternative is to suspend or revoke a license due to the lack of authority to impose a meaningful fine. In an average year, the Commission sees about one or two egregious cases that would warrant revocation or consideration of a fine in the \$1,001-10,000 range per violation.

Any fines received by the Commission are transferred to the State General Fund.

Finally, the proposed legislation would provide the Commission with the authority to revoke the license of any licensee who voluntarily surrenders their license during a pending investigation of misconduct or while charges of misconduct against the licensee is pending or anticipated.

I appreciate your consideration and would be happy to answer any questions that you have.



2

TO: SENATE FEDERAL AND STATE AFFAIRS COMMITTEE
FROM: BILL YANEK, KAR DIRECTOR OF GOVERNMENTAL RELATIONS
DATE: March 8, 2006
SUBJECT: House Bill 2788

The Kansas Association of REALTORS® (KAR) consists of more than 10,000 members across the State of Kansas. KAR is Kansas's trade association for real estate agents. The Kansas Real Estate Commission (KREC) regulates the real estate industry in Kansas.

The KREC supported HB 2788 provides needed changes to Kansas Real Estate Brokers' and Salesperson's License Act. HB 2788 also adds required language to residential real estate contracts that notifies parties to the contract of where to find the Kansas Bureau of Investigation (KBI) Registered Offender Website.

HB 2788 adds needed civil fine authority to the Kansas Real Estate Commission. KAR agrees that when egregious circumstances exist and a licensee engages in conduct such as misappropriating funds, fraud, or forgery, the Real Estate Commission should be able to levy significant fines. However, KAR believes that Section 7 (b) (5), which adds "failed to promote the interests of the client with the utmost good faith, loyalty and fidelity" to the list of offenses subject to the increased fines, is too broad a characterization of licensee behavior.

By mandating language in all residential real estate contracts directing contracting parties to the KBI Registered Offender Website, the public will be better informed about this threat to public safety. KAR supports the addition of this mandate. However, we ask this committee to consider an effective date of January 1, 2007, in order to give KAR and other real estate industry stakeholders more time to adjust their contractual language.

We urge you to pass favorably House Bill 2788 with the two amendments stated above.



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Sen Fed & State Affairs
3-8-06
Attachment 2

Most of the statutes adopted in conjunction with HB 2083 are no longer considered in force or applicable to the City of Topeka and Shawnee County, since the consolidation plan failed. However, K.S.A. 12-354 would specifically designate Shawnee County as an “urban area” and it is the opinion of Shawnee County Election Commissioner Elizabeth Ensley that this statute would require the elected officials of the City of Topeka (Mayor and City Council members) to run in partisan elections.

“Urban Areas” are created under the Kansas Constitution, specifically under Article 2, Section 17.

K.S.A. 25-2113 (b) requires cities of the first class in counties which have been declared urban areas under the Kansas Constitution to hold partisan elections.

We believe this requirement would be an unintended consequence of HB 2083 and should be repealed. If allowed to stand, the City of Topeka would be the only city in Kansas with partisan elections, according to the response from my inquiry with the League of Kansas Municipalities.

The inclusion of K.S.A. 12-354 in HB 2083 would appear to be in conflict with K.S.A. 12-353 adopted in the same bill, specifically in section (c)(2) which directed the commission to consider whether the elections of the governing body of the consolidated city-county governing body should be partisan or nonpartisan, among other election-related matters.

For this reason, we do not believe it was an intended consequence of HB 2083 to require municipal elections in Topeka to be partisan, but rather that was an issue to be considered and decided by the consolidation commission. Furthermore, in light of the failure of the consolidation plan to pass, we do not believe it was the intention of the Kansas Legislature to require these elections to become partisan should the consolidation plan fail.

We also believe the other statutes created by that legislation are no longer needed and should be repealed as well.

The Kansas Senate approved SB 379 earlier this year that effectively removes state statutory obstacles to municipal consolidation on a vote of 37-2. It would appear the Legislature is moving away from municipal-specific consolidation legislation and moving towards legislation that empowers local officials to develop consolidation plans without state approval or oversight. Accordingly, we believe all of the statutes from the failed 2005 consolidation effort should be removed from the statute book, but in particular, K.S.A. 12-354.

On behalf of the City of Topeka, I thank you for your consideration of this legislation. Both Brenden Long and I would be pleased to stand for questions.

SENATE BILL No. 580

By Committee on Federal and State Affairs

3-2

9 AN ACT repealing K.S.A. 2005 Supp. 12-350 through 12-359, relating
10 to consolidation of the city of Topeka and Shawnee county.

11

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

13 Section 1. K.S.A. 2005 Supp. 12-350 through 12-359 are hereby
14 repealed.

15 Sec. 2. This act shall take effect and be in force from and after its
16 publication in the Kansas register.

Article 3.—CONSOLIDATION OF MUNICIPALITIES

12-302.

Attorney General's Opinions:
 Procedure to dissolve city of third class. 2001-50.

12-340.

Attorney General's Opinions:
 Without Johnson County Commissioner's approval of Oz Entertainment Company's redevelopment plan, Kansas Development Finance Authority cannot issue bonds. 2001-46.

12-347 to 12-349. Reserved.

12-350. Consolidation of Topeka and Shawnee county; definitions. As used in K.S.A. 2005 Supp. 12-351 through 12-357, and amendments thereto:

(a) "Commission" means the consolidation commission of Topeka, Kansas, and Shawnee county.

(b) "City" means Topeka, Kansas.

(c) "County" means Shawnee county.

History: L. 2005, ch. 166, § 1; Apr. 21.

12-351. Same; consolidation study commission, appointment; executive director. (a) Within 10 days of the effective date of this act, a consolidation commission shall be appointed. Each of the following officers shall appoint a member to the commission: The governor, the president and minority leader of the senate and the speaker and minority leader of the house of representatives. The person appointed by the governor shall serve as the chairperson of the commission. No more than three members of the commission shall be from the same political party. Members of the commission shall include, but not be limited to, persons with experience in account-

ing, business management, municipal finance, law, education, political science or public administration. No elected or appointive official of the cities of Auburn, Rossville, Silver Lake, Topeka or Willard or Shawnee county, nor any person appointed to fill a vacancy in an elected office of such cities or county, shall serve on the commission. No paid employee of the cities of Auburn, Rossville, Silver Lake, Topeka or Willard or Shawnee county shall serve on the commission. Members of the commission shall be residents of Shawnee county.

(b) Members of the commission shall be paid compensation, subsistence allowances, mileage and other expenses as provided by K.S.A. 75-3223, and amendments thereto.

(c) The members of the consolidation commission shall appoint an executive director of the commission. The executive director shall receive compensation established by the commission. The executive director shall employ other staff and may contract with consultants, as the executive director deems necessary to carry out the functions of the commission. Staff employed by the executive director shall receive compensation established by the executive director.

(d) Within 30 days following the appointment of all members of the commission, the commission shall meet and organize by the election of a vice-chairperson and other officers deemed necessary. The commission may adopt rules governing the conduct of its meetings.

History: L. 2005, ch. 166, § 2; Apr. 21.

12-352. Same; commission, powers and duties; studies and investigations; consolidation plan; voter approval. (a) The commission shall prepare and adopt a plan addressing the consolidation of the city and county or certain city and county offices, functions, services and operations. The commission shall conduct such studies and investigations as it deems appropriate to complete its work. Such studies and investigations shall include, but not be limited to, studies of the costs and benefits of consolidating the city and county or certain city and county offices, functions, services and operations.

(b) The commission shall hold public hearings for the purpose of receiving information and materials which will aid in the drafting of the plan.

(c) Within 60 days following the appointment of all members of the commission, the commission shall prepare and adopt a preliminary plan

addressing the consolidation of the city and county or certain city and county offices, functions, services and operations it deems advisable. Copies of the preliminary plan shall be filed with the county election officer, city clerk, each public library within the county and any other place designated by the commission. Copies of such plan shall be available to members of the public for inspection upon request. The commission shall hold at least two public hearings to obtain citizen views concerning the preliminary plan. Notice of such hearings shall be published at least twice in a newspaper of general circulation within the county. Following the public hearings on the preliminary plan, the commission may adopt, or modify and adopt, the preliminary plan as the final plan.

(d) Within 30 days of the last public hearing held on the preliminary plan, the commission shall adopt its final plan. The final plan shall include the full text and an explanation of the proposed plan, and comments deemed desirable by the commission, a written opinion by an attorney admitted to practice law in the state of Kansas and retained by the executive director for such purpose that the proposed plan is not in conflict with the constitution or the laws of the state, and any minority reports. Copies of the final plan shall be filed with the county election officer, city clerk, each public library within the county and any other place designated by the commission. Copies of such plan shall be available to members of the public for inspection upon request. The commission shall continue in existence at least 90 days following the submission of the final plan pursuant to this subsection.

(e) The final plan shall be submitted to the qualified electors of the county at an election called and held thereon. Such election shall be called and held by the county election officer in the manner provided by the general bond law. Such election shall be conducted by mail ballot. A summary of the final plan shall be prepared by the commission and shall be published once each week for two consecutive weeks in a newspaper of general circulation within the county. If a majority of the qualified electors voting on the plan who reside within the corporate limits of the city and a majority of the qualified electors voting on the plan who reside outside of the corporate limits of the city vote in favor thereof, the consolidation plan shall be implemented in the manner provided by the plan. If a majority of the electors who

reside within the corporate limits of the city or a majority of the qualified electors who reside outside of the corporate limits of the city vote against such plan, the proposed consolidation plan shall not be implemented.

If the commission submits a final plan which does not recommend the consolidation of the city and county or certain city and county offices, functions, services and operations, the provisions of this subsection shall not apply.

History: L. 2005, ch. 166, § 3; Apr. 21.

12-353. Same; consolidation plan, required provisions. (a) Any plan submitted by the commission shall provide for the exercise of powers of local legislation and administration not inconsistent with the constitution or other laws of this state.

(b) If the commission submits a plan providing for the consolidation of certain city and county offices, functions, services and operations, the plan shall:

(1) Include a description of the form, structure, functions, powers and officers and the duties of such officers recommended in the plan.

(2) Provide for the method of amendment of the plan.

(3) Authorize the appointment of, or elimination of elected officials and offices.

(4) Specify the effective date of the consolidation.

(5) Include other provisions determined necessary by the commission.

(c) If the plan provides for the consolidation of the city and county, in addition to the requirements of subsection (b) the plan shall:

(1) Fix the boundaries of the governing body's election districts, provide a method for changing the boundaries from time-to-time, any at-large positions on the governing body, fix the number, term and initial compensation of the governing body of the consolidated city-county and the method of election.

(2) Determine whether elections of the governing body of the consolidated city-county shall be partisan or nonpartisan elections and the time at which such elections shall be held.

(3) Determine the distribution of legislative and administrative duties of the consolidated city-county officials, provide for consolidation or expansion of services as necessary, authorize the appointment of a consolidated city-county administrator or a city-county manager, if deemed

advisable, and prescribe the general structure of the consolidated city-county government.

(4) Provide for the official name of the consolidated city-county.

(5) Provide for the transfer or other disposition of property and other rights, claims and assets of the county and city.

History: L. 2005, ch. 166, § 4; Apr. 21.

12-354. Same; Shawnee county, designated as urban area. Shawnee county is hereby designated an urban area, as authorized under the provisions of section 17 of article 2 of the constitution of the state of Kansas, for the purpose of granting to such county and urban area powers of local government and consolidation of local government.

History: L. 2005, ch. 166, § 5; Apr. 21.

12-355. Same; consolidated city-county; powers, duties, limitations, bonded debt; sales tax; special service districts; changes in form of government. (a) If the voters approve a plan which provides for the consolidation of the city and county, such consolidated city-county shall be subject to the provisions of this section.

(b) The consolidated city-county shall be subject to the cash-basis and budget laws of the state of Kansas.

(c) Except as provided in subsection (e), and in any other statute which specifically exempts bonds from the statutory limitations on bonded indebtedness, the limitation on bonded indebtedness of a consolidated city-county under this act shall be 30% of the assessed value of all tangible taxable property within such county on the preceding August 25.

(d) The following shall not be included in computing the total bonded indebtedness of the consolidated city-county for the purposes of determining the limitations on bonded indebtedness:

(1) Bonds issued for the purpose of refunding outstanding debt, including outstanding bonds and matured coupons thereof, or judgments thereon.

(2) Bonds issued pursuant to the provisions of article 46 of chapter 19 of the Kansas Statutes Annotated, and amendments thereto.

(3) Bonds issued for the purpose of financing the construction or remodeling of a courthouse, jail or law enforcement center facility, which bonds are payable from the proceeds of a retailers' sales tax.

(4) Bonds issued for the purpose of acquiring, enlarging, extending or improving any storm or sanitary sewer system.

(5) Bonds issued for the purpose of acquiring, enlarging, extending or improving any municipal utility.

(6) Bonds issued to pay the cost of improvements to intersections of streets and alleys or that portion of any street immediately in front of city or school district property.

(e) Any bonded indebtedness and interest thereon incurred by the city or county prior to consolidation shall remain an obligation of the property subject to taxation for the payment thereof prior to such consolidation.

(f) Upon the effective date of the consolidation of the city and county, any retailers' sales tax levied by the city or county in accordance with K.S.A. 12-187 et seq., and amendment thereto, prior to such date shall remain in full force and effect, except that part of the rate attributable to the former city shall not apply to retail sales in the cities of Auburn, Rossville, Silver Lake or Willard.

(g) Upon the effective date of the consolidation of the city and county, the territory of the consolidated city-county shall include:

(1) All of the territory of the county for purposes of exercising the powers, duties and functions of a county.

(2) All of the territory of the county, except the territory of the cities of Auburn, Rossville, Silver Lake or Willard and the unincorporated area of the county, for purposes of exercising the powers, duties and functions of a city.

(h) For the purposes of section 1 of article 5 of the constitution of the state of Kansas, the "voting area" for the governing body of the consolidated city-county shall include all the territory within Shawnee county.

(i) Except for the consolidated city-county and unless otherwise provided by law, other political subdivisions of the county shall not be affected by consolidation of the city and county. Such other political subdivisions shall continue in existence and operation.

(j) Unless otherwise provided by law, the consolidated city-county shall be eligible for the distribution of any funds from the state and federal government as if no consolidation had occurred. Except as provided in this subsection, the population and assessed valuation of the territory of the consolidated city-county shall be considered its population and assessed valuation for purposes of

the distribution of moneys from the state or federal government.

(k) The consolidated city-county shall be a county. The governing body of the consolidated city-county shall be considered county commissioners for the purposes of section 2 of article 4 of the constitution of the state of Kansas and shall have all the powers, functions and duties of a county and may exercise home rule powers in the manner and subject to the limitations provided by K.S.A. 19-101a, and amendments thereto, and other laws of this state.

The governing body of the consolidated city-county shall be responsible for any duties or functions imposed by the constitution of the state of Kansas and other laws of this state upon any county office abolished by the consolidation plan. Such duties may be delegated by the governing body or as provided in the consolidation plan.

(l) The consolidated city-county shall be a city of the first class. The governing body of the consolidated city-county shall have all the powers, functions and duties of a city of the first class and may exercise home rule powers in the manner and subject to the limitations provided by article 12 of section 5 of the constitution of the state of Kansas and other laws of this state.

(m) The governing body of the consolidated city-county may create special service districts within the city-county and may levy taxes for services provided in such districts.

(n) Changes in the form of government approved by the voters in accordance with the consolidation plan are hereby declared to be legislative matters and subject to initiative and referendum in accordance with K.S.A. 12-3013 et seq., and amendments thereto.

History: L. 2005, ch. 166, § 6; Apr. 21.

12-356. Same; annexation, limitation. (a) The governing body of a consolidated city-county may not annex any land located outside the county.

(b) The governing body of a consolidated city-county may not initiate annexation procedures of land located within the county, but may annex land upon petition of the owners of any such land.

History: L. 2005, ch. 166, § 7; Apr. 21.

12-357. Same; costs. All costs incurred or authorized by the consolidation commission and all other costs incurred by the city and county pursuant to this act shall be paid by the city and county.

History: L. 2005, ch. 166, § 8; Apr. 21.

12-358. Same; annexation, limitation. (a) Until a special election is held at which a final plan is submitted for approval to the electors or until a final plan which does not recommend consolidation of the city and county is adopted by a consolidation commission, the governing body of any city which is the subject of a study considering the consolidation of such city with the county in which such city is located may not initiate pursuant to K.S.A. 12-520, and amendments thereto, annexation procedures of land located within the county, but may annex land upon petition of the owners of any such land.

(b) As used in this section, "city" means any city located within Kansas.

(c) The provisions of this section shall expire on June 30, 2006.

History: L. 2005, ch. 166, § 9; Apr. 21.

12-359. Same; severability. If any provision of this act is held to be invalid or unconstitutional, it shall be presumed conclusively that the legislature would have enacted the remainder of this act without such invalid or unconstitutional provision.

History: L. 2005, ch. 166, § 10; Apr. 21.

Election Summary Report
Consolidation Mail Ballot 12-15-05
Summary For Jurisdiction Wide, All Races Final Official Results

1. 05
11:36:49

Township Consolidation

Precincts Reporting	201/201	100.00%
Ballots Cast/Reg. Voters	21041/32498	64.75%
Total Votes	21041	
YES	8382	39.84%
NO	12659	60.16%

Topeka Consolidation

Precincts Reporting	201/201	100.00%
Ballots Cast/Reg. Voters	32342/70509	45.87%
Total Votes	32342	
YES	22793	70.47%
NO	9549	29.53%

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25-2113

Chapter 25.--ELECTIONS

Article 21.--CITY ELECTIONS

25-2113. Nonpartisan elections; application of other laws; exceptions for certain cities. (a) Except as provided in subsection (b) of this section, city elections shall be nonpartisan. Laws applicable to elections occurring at the same time as city elections shall apply to city elections to the extent that the same are not in conflict with the provisions of this act.

(b) The provisions of this subsection (b) shall apply to cities of the first class in counties which have been declared urban areas as authorized by article 2, section 17, of the constitution of Kansas. Election laws of a general nature which are applicable to partisan elections and which are not in conflict with this subsection (b) or any specific law applicable to election of city officers in any city to which this subsection (b) applies, shall apply to elections held under the provisions of this subsection (b). The county election officer shall prescribe the forms, ballots and ballot labels for every election conducted under this subsection (b), and shall make such rules and regulations not inconsistent with this subsection (b) as may be necessary for the conduct of such elections.

History: L. 1968, ch. 274, § 13; April 30.

1 RESOLUTION NO. 7756

2
3 A RESOLUTION introduced by City Manager Neil Dobler concerning state legislation
4 and the timing and type of elections in the City of Topeka.

5 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
6 TOPEKA, KANSAS, that the City Manager is hereby directed to have prepared and to
7 support legislation that would repeal K.S.A. 12-350 through 12-359 concerning the
8 consolidation of Topeka and Shawnee County in order to reflect the vote of the Shawnee
9 County electorate against consolidation and to allow the City of Topeka to conduct
10 elections in the manner established by City of Topeka Charter Ordinance No. 94, and
11 approved by the electorate of the City of Topeka.

12 ADOPTED and APPROVED by the City Council February 21, 2006



CITY OF TOPEKA, KANSAS

William W. Bunten
William W. Bunten, Mayor

20 ATTEST:

21
22
23
24 Iris E. Walker
25 Iris E. Walker, City Clerk

26
27
28
29

APPROVED AS TO FORM AND LEGALITY	
DATE <u>2/22/06</u>	BY <u>[Signature]</u>

SENATE BILL No. 549

By Committee on Ways and Means

2-13

9 AN ACT concerning libraries; creating the state library of Kansas board
10 and providing for the powers and duties thereof; abolishing the state
11 library advisory commission and the Kansas library network board;
12 amending K.S.A. 75-2546, 75-2548, 75-2549, 75-2549b, 75-2550, 75-
13 2550a, 75-2551, 75-2552, 75-2576 and 75-2577 and K.S.A. 2005 Supp.
14 75-2562 and repealing the existing sections; also repealing K.S.A. 75-
15 2578, 75-2579, 75-2580, 75-2581, 75-2582, 75-2583, 75-2584 and 75-
16 2586.

17
18 *Be it enacted by the Legislature of the State of Kansas:*

19 Section 1. K.S.A. 75-2546 is hereby amended to read as follows: 75-
20 2546. ~~There is hereby established a state library advisory commission~~
21 ~~which shall consist of eight members. One member of the commission~~
22 ~~shall be the state librarian who shall be an ex officio member but shall~~
23 ~~not be a voting member. The other seven members of the commission~~
24 ~~shall be appointed by the governor. One member shall be a representative~~
25 ~~librarian from one of the state educational institutions under the control~~
26 ~~and supervision of the state board of regents and one member shall be a~~
27 ~~qualified member of the Kansas federation of women's clubs. No member~~
28 ~~shall be appointed to more than two consecutive terms. Terms of ap-~~
29 ~~pointive members of the commission shall be for four years and shall~~
30 ~~expire on June 30 of the year in which the respective terms expire. All~~
31 ~~members shall be interested in promoting the establishment and devel-~~
32 ~~oping of publicly supported free library services in the state and encour-~~
33 ~~aging development of libraries of all types.~~

34 ~~The commission shall consult and advise with the state librarian from~~
35 ~~time to time and suggest or recommend to the governor and the state~~
36 ~~librarian policies, management and services that will best promote and~~
37 ~~advance the use and usefulness of the state library and its extension serv-~~
38 ~~ices for the residents of the state. The commission (a) There is hereby~~
39 ~~created the state library of Kansas board, which shall consist of 14 mem-~~
40 ~~bers as follows:~~

41 (1) *Seven members shall be professional librarians appointed by the*
42 *governor. The professional organizations representing the following types*
43 *of librarians shall each submit a list of three nominees for appointment*

12

1 to the board and the governor shall appoint one member from each such
2 list: (A) Public librarians; (B) school librarians; (C) regents' librarians;
3 (D) community college librarians; (E) private college librarians; (F) re-
4 gional library systems librarians; and (G) special librarians. It shall be
5 the responsibility of the state librarian to collect the names of nominees
6 from the professional organizations of the librarians and to transmit them
7 to the governor.

Three

8 (2) ~~Four~~ members shall be appointed by the governor as follows: (A)
9 One member who is a trustee of a public library; and (B) ~~three~~ members
10 representing the general public.

two

Two

11 (3) ~~Three~~ members shall be members ex officio and shall not be en-
12 titled to vote. Such members shall be: (A) The ~~executive officer of the board~~
13 ~~of regents or the designee of the executive officer;~~ (B) the commissioner
14 of education or the designee of the commissioner; and (C) ~~the state~~ (B)
15 librarian.

(B)

16 (b) Each appointed member of the board shall serve for a term of four
17 years and until a successor is appointed and qualifies except members first
18 appointed to the board shall serve the following terms, as designated by
19 the governor: Three shall serve for terms of four years, three for terms of
20 three years, two for terms of two years and three for terms of one year.
21 The appointed members of the board shall not serve more than two con-
22 secutive four-year terms.

23 (c) It shall be the duty of the governor to make appointments in the
24 manner provided by subsection (a) to fill vacancies on the board as they
25 occur. Any person appointed to a vacancy shall serve for the unexpired
26 term until a successor is appointed and qualifies.

27 (d) The board shall organize annually by electing a chairperson and
28 a vice-chairperson. The vice-chairperson shall preside at meetings in the
29 absence of the chairperson. The state librarian shall serve as secretary of
30 the commission. ~~The commission shall hold quarterly meetings and other~~
31 ~~meetings which may be called by the secretary. The commission shall~~
32 ~~meet upon request of a majority of the members of the commission.~~
33 board. The board shall meet at least quarterly and at such other times as
34 meetings are called by the secretary.

35 (e) The board shall:

36 (1) Advocate for statewide library services and resources, encourag-
37 ing cooperation among libraries and promoting and encouraging inno-
38 vative library services;

39 (2) advise and counsel the state librarian on policies and management
40 and the state library strategic plan;

41 (3) review and approve the annual plans of regional systems of co-
42 operating libraries; /

43 (4) perform such other duties and functions as provided by law; and

(4) cooperate, and encourage cooperation by libraries, in implementation of the KAN-ED network and ensure there is not duplication of services and expenditures;
[reletter subsections]

1 (5) *recommend statewide priorities for interlibrary cooperation and*
2 *resource sharing.*

3 (f) Members of the ~~state library advisory commission~~ *board* attending
4 meetings of the ~~commission~~ *board*, or attending a subcommittee meeting
5 thereof authorized by the ~~commission~~ *board*, shall be paid amounts provided
6 in subsection (e) of K.S.A. 75-3223, and amendments thereto.
7 Amounts paid under this section shall be paid from appropriations to the
8 state library upon warrants of the director of accounts and reports issued
9 pursuant to vouchers approved by the state librarian or a person designated
10 by the state librarian.

11 New Sec. 2. (a) The state library advisory commission established by
12 K.S.A. 75-2546, and amendments thereto, and the Kansas library network
13 board established by K.S.A. 75-2578, and amendments thereto, are
14 hereby abolished. Except as otherwise provided by this act, all powers,
15 duties and functions of the existing commission and board are hereby
16 transferred to and imposed upon the state library of Kansas board.

17 (b) Except as otherwise provided by this act, the state library of Kansas
18 board shall be the successor in every way to the powers, duties and
19 functions of the state library advisory commission and the Kansas library
20 network board in which the same were vested prior to the effective date
21 of this act. Every act performed in the exercise of such transferred powers,
22 duties and functions by or under the authority of the state library of
23 Kansas board shall be deemed to have the same force and effect as if
24 performed by the state library advisory commission or the Kansas library
25 network board in which the powers, duties and functions were vested
26 prior to the effective date of this act.

27 (c) Whenever the state library advisory commission or the Kansas
28 library network board, or words of like effect, is referred to or designated
29 by a statute, contract or other document, such reference or designation
30 shall be deemed to apply to the state library of Kansas board established
31 by this act.

32 (d) On the effective date of this act, any officer or employee who was
33 an officer or employee of the state library advisory commission or the
34 Kansas library network board and who immediately prior to the effective
35 date of this act was engaged in the performance of the same or similar
36 powers, duties and functions which are transferred to or imposed upon
37 the state library of Kansas board or the state librarian by this act and who,
38 in the opinion of the state librarian, is necessary to perform such powers,
39 duties and functions shall become an officer or employee of the state
40 librarian and shall retain all retirement benefits which such officer or
41 employee had before the effective date of this act and the officer's or
42 employee's services shall be deemed to have been continuous. Any classified
43 employee so transferred shall retain the employee's status as a clas-

1 sified employee.

2 (e) The balances of all funds or accounts thereof appropriated or
3 reappropriated for the state library advisory commission or the Kansas
4 library network board are hereby transferred within the state treasury to
5 the state librarian and shall be used only for the purpose for which the
6 appropriation was originally made. Liability for all accrued compensation
7 or salaries of officers and employees who are transferred to the state
8 librarian under this act shall be assumed and paid by the state librarian.

9 (f) All books, records and other property of the state library advisory
10 commission or the Kansas library network board are hereby transferred
11 to and become the property of the state library of Kansas board.

12 (g) All rules and regulations of the state library advisory commission
13 or the Kansas library network board in existence on the effective date of
14 this act shall continue to be effective and shall be deemed to be duly
15 adopted rules and regulations of the state library of Kansas board estab-
16 lished by this act until revised, amended, revoked or nullified pursuant
17 to law.

18 (h) All orders and directives of the state library advisory commission
19 or the Kansas library network board in existence on the effective date of
20 this act shall continue to be effective and shall be deemed to be orders
21 and directives of the state library of Kansas board established by this act
22 until revised, amended or nullified pursuant to law.

23 Sec. 3. K.S.A. 75-2548 is hereby amended to read as follows: 75-
24 2548. As used in this act, unless the context otherwise requires:

25 (a) "Board" means the library board of any library established or op-
26 erating under authority of the laws of Kansas.

27 (b) "Participating board" or "participating library" means a board or
28 library or district that is cooperating and participating in a regional system
29 of cooperating libraries.

30 (c) "Regional system of cooperating libraries" means two or more
31 libraries cooperating in a system approved by the state ~~commission~~ board
32 and officially designated as a regional system of cooperating libraries un-
33 der this act.

34 (d) "System board" means the governing board comprised of repre-
35 sentatives of libraries in a regional system of cooperating libraries, and
36 which is authorized by this act to direct and plan library service for a
37 regional system to the extent and in the manner provided by this act.

38 (e) "Library" may include school, community junior college, college
39 or university libraries to the extent authorized by rules and regulations of
40 the state ~~commission~~ board, but does not include law libraries.

41 (f) "State ~~commission~~ board" means the state library ~~advisory com-~~
42 ~~mission~~ of Kansas board.

43 (g) "System librarian" means a person (not a state officer or em-

1 ployee) who has been certified by the state ~~commission~~ board as being
2 qualified by education or experience to perform duties as a librarian for
3 a regional system of cooperating libraries, and who shall attend system
4 board meetings but shall not be a voting member thereof.

5 Sec. 4. K.S.A. 75-2549 is hereby amended to read as follows: 75-
6 2549. Any one or more boards, may petition the state ~~commission~~ board
7 for establishment of a regional system of cooperating libraries comprised
8 of territory which includes one or more counties, except territory sup-
9 porting a library regularly subject to a tax levy of ~~one-fourth (1/4)~~ .25 mill
10 or more shall be excluded from the proposed regional system upon re-
11 quest of the governing body of the district making such levy. Such petition
12 shall be prepared in cooperation with the state librarian on forms pro-
13 vided by him or her. Such petition may propose cooperative arrangements
14 with institutions of higher learning. Such petition shall include but shall
15 not be limited to the following information:

- 16 (a) A statement of purpose for establishment of the proposed system
17 and an outline of the proposed program of the system.
- 18 (b) A list of the counties to be included in the proposed regional
19 system of cooperating libraries and any exclusions therefrom.
- 20 (c) A list of the participating libraries within the proposed regional
21 system of cooperating libraries, together with the names and addresses
22 of the members of the board of each such library.
- 23 (d) Letters or resolutions from each of the boards of participating
24 libraries indicating the interest and attitude of such board toward estab-
25 lishment of the regional system of cooperating libraries.
- 26 (e) A list of the current budgets of each participating library showing
27 items for library material and personnel for each such budget.
- 28 (f) Indication of local support appropriate to the operation of the
29 proposed regional system of cooperating libraries.
- 30 (g) The number of persons to be served by the system, showing those
31 presently within the taxing districts supporting one of the participating
32 libraries, and those persons not within such a district.
- 33 (h) Such other information as may be requested by the state librarian.

34 Sec. 5. K.S.A. 75-2549b is hereby amended to read as follows: 75-
35 2549b. The following regional systems of cooperating libraries are hereby
36 validated and established with names and territory, except territory ex-
37 cluded pursuant to law as specified by the state ~~commission~~ board, as
38 follows:

39 Northwest Kansas Library System, comprised of the counties of Trego,
40 Gove, Logan, Wallace, Graham, Sheridan, Thomas, Sherman, Norton,
41 Decatur, Rawlins, and Cheyenne.

42 Central Kansas Library System, comprised of the counties of Phillips,
43 Rooks, Ellis, Rush, Pawnee, Smith, Osborne, Russell, Barton, Jewell,

1 Mitchell, Lincoln, Ellsworth, Republic, Cloud, Ottawa, and Saline.
2 North Central Library System, comprised of the counties of Washing-
3 ton, Clay, Dickinson, Marion, Marshall, Riley, Pottawatomie, Geary, Wa-
4 baunsee, Morris, Chase, and Lyon.
5 Southeast Kansas Library System, comprised of the counties of Green-
6 wood, Elk, Chautauqua, Coffey, Woodson, Wilson, Montgomery, Ander-
7 son, Allen, Neosho, Labette, Linn, Bourbon, Crawford, and Cherokee.
8 South Central Kansas Library System, comprised of the counties of
9 Kiowa, Stafford, Pratt, Barber, Rice, McPherson, Reno, Harvey, King-
10 man, Harper, Sedgwick, Sumner, Butler, and Cowley.
11 Northeast Kansas Library System, comprised of the counties of Ne-
12 maha, Jackson, Shawnee, Osage, Brown, Doniphan, Atchison, Jefferson,
13 Leavenworth, Wyandotte, Douglas, Johnson, Franklin, and Miami.
14 Southwest Kansas Library System, comprised of the counties of Gree-
15 ley, Hamilton, Stanton, Morton, Wichita, Kearny, Grant, Stevens, Scott,
16 Lane, Ness, Finney, Hodgeman, Gray, Ford, Haskell, Seward, Meade,
17 Clark, Edwards, and Comanche.
18 Sec. 6. K.S.A. 75-2550 is hereby amended to read as follows: 75-
19 2550. The system board shall consist of one or more representatives se-
20 lected by each of the boards participating in the regional system, and one
21 or more representatives appointed by the governor to represent territory
22 not within the district of participating library board but within the terri-
23 tory of the regional system of cooperating libraries. The petition provided
24 for in K.S.A. 75-2549, *and amendments thereto*, may propose the number
25 of representatives of each such board, but the determination thereof shall
26 be made by the state ~~commission~~ board when approving such petition.
27 The state ~~commission~~ board shall consider any petition presented to it as
28 provided in this act and if it approves such petition it shall adopt a reso-
29 lution officially designating such particular regional system of cooperating
30 libraries and describing the territory thereof which shall include one or
31 more counties but shall exclude the territory of any taxing district which
32 regularly levies ~~one-fourth (1/4)~~ .25 or more mills of tax for the support of
33 a public library upon the request of the governing body of the district
34 making such levy. Any district so excluded may later petition to be added
35 to and included in the regional system of cooperating libraries from which
36 it was excluded and such petition shall be prepared and processed as other
37 petitions provided for by this act. Additional counties may be added to
38 the territory of any regional system of cooperating libraries upon petition
39 by a library board located in such county and such a petition shall be
40 prepared and processed as is provided in this act for initial petitions;
41 except that the prior approval in writing of a petition under this sentence
42 shall be obtained by the petitioning board from the regional board and
43 attached to the petition when submitted to the state ~~commission~~ board.

1 Within two ~~(2)~~ weeks after receiving notice of approval of a petition pro-
2 vided for under this act the board of each participating library and the
3 governor shall select the number of representatives determined by the
4 state ~~commission board~~ and shall certify the names and addresses of such
5 representatives to the state librarian. The term of each such representa-
6 tive may be proposed in the petition provided under K.S.A. 75-2549, *and*
7 *amendments thereto*, but shall not exceed four years, and the final deter-
8 mination of duration of terms shall be made by the state ~~commission~~
9 *board* at the time of approval of the petition.

10 Any taxing district which regularly levies ~~one-fourth~~ .25 mill or more
11 of tax for the support of a public library, and which taxing district has
12 been included in a regional system, may petition to be excluded from the
13 regional system. Such petition shall be made and presented to the state
14 ~~commission board~~. The state ~~commission board~~ shall consider any such
15 petition and if such taxing district meets the requirement for making such
16 a petition and if excluding such taxing district from the regional system
17 will do no manifest harm thereto, the state ~~commission board~~ may enter
18 its order excluding and detaching such taxing district from the regional
19 system and making such adjustment to the organization of such regional
20 system as may be appropriate to continue the operation of the regional
21 system without interruption.

22 The system board shall have the authority and power to (1) operate a
23 system of library service to and for participating libraries, (2) the system
24 board may purchase service from a participating library for the benefit of
25 the regional system of cooperating libraries, (3) the system board may
26 contribute to or receive contribution from any participating library, and
27 may receive and utilize any gift of funds or property donated to the re-
28 gional system of cooperating libraries, (4) the system board may contract
29 with any one or more participating libraries and the board of each par-
30 ticipating library is hereby authorized to contract with the system board
31 or with any one or more other boards, but any such contract shall provide
32 that the same shall not take effect until approved by the state librarian,
33 (5) the system board may contract with any other system board or any
34 board, but any such contract shall provide that the same shall not take
35 effect until approved by the state librarian, and (6) employ a system li-
36 brarian and such other persons as the regional board may find convenient
37 or necessary.

38 Sec. 7. K.S.A. 75-2550a is hereby amended to read as follows: 75-
39 2550a. Subject to rules and regulations of the state ~~commission board~~,
40 any system board may provide for the selection of an executive board to
41 which it may delegate any or all of its legal functions except adoption of
42 annual budget.

43 Sec. 8. K.S.A. 75-2551 is hereby amended to read as follows: 75-

1 2551. Federal funds for public library service made available to the state
2 which are administered by the state librarian or state ~~commission~~ board
3 may be used in support of any one or more regional system of cooperating
4 libraries within the provisions of such federal legislation. The use of funds
5 of any regional system of cooperating libraries shall be established by the
6 system board by contracts with boards of participating libraries, or
7 otherwise.

8 Participating boards shall have the power and are hereby authorized to
9 pay for services purchased from the system board.

10 Any funds appropriated by the legislature and administered by the state
11 librarian for the promotion of library services may be used to pay all or
12 part of the expenses and equipment of any regional system of cooperating
13 libraries.

14 The system board shall be subject to the cash basis and budget laws of
15 the state. The budget of the system board shall be prepared, adopted and
16 published as provided by law and hearing shall be held thereon in the
17 first week of the month of August of each year. The tax levy made pur-
18 suant to the budget shall be certified to the county clerks of each county
19 in the territory of the regional system of cooperating libraries.

20 Each system board is hereby authorized to levy not in excess of ~~34~~ .75
21 mill of tax to be used for library purposes on all of the taxable property
22 within the boundaries of the regional system of cooperating libraries that
23 is not within a district supporting a library with funds of the district.

24 Sec. 9. K.S.A. 75-2552 is hereby amended to read as follows: 75-
25 2552. The state ~~commission~~ board shall adopt rules and regulations es-
26 tablishing standards for (1) approval of regional system petitions, (2) re-
27 view and amendment of regional system plans, (3) certification of system
28 librarians, and (4) such other matters as the state ~~commission~~ board may
29 deem advisable.

30 Sec. 10. K.S.A. 2005 Supp. 75-2562 is hereby amended to read as
31 follows: 75-2562. The state librarian shall be vested with the authority to
32 apply for and receive any grants or other funds for library purposes, from
33 the federal government or any agency thereof and shall be authorized to
34 enter into any agreement necessary on behalf of the state to receive such
35 grants or funds. All amounts received under this section shall be remitted
36 to the state treasurer in accordance with K.S.A. 75-4215, and amend-
37 ments thereto. Upon receipt of each such remittance, the state treasurer
38 shall deposit the entire amount in the state treasury to the credit of the
39 state library fund and shall be distributed in accordance with this act and
40 appropriation acts of the legislature upon warrants of the director of ac-
41 counts and reports issued pursuant to vouchers approved by the state
42 librarian or a person or persons designated by the state librarian. Amounts
43 distributed under this section shall be distributed by the state librarian.

1 Amounts distributed under this section shall be distributed in accordance
 2 with any applicable requirements of federal statutes or other federal law,
 3 however, to the extent not prohibited by federal statutes or other federal
 4 law, such distributions shall be made from time to time in accordance
 5 with the formula prescribed in K.S.A. 75-2555, and amendments thereto.
 6 The ~~library advisory commission~~ *state library of Kansas board* established
 7 under K.S.A. 75-2546, and amendments thereto, may adopt such plan as
 8 is required by federal statutes or other federal law relating to distribution
 9 of moneys under this section, and such plan shall be consistent with the
 10 requirements of this section to the extent authorized by federal statutes
 11 and other federal law. Vouchers approved by the state librarian under
 12 this section shall make distribution in accordance with any such plan and
 13 the requirements of this section. Nothing in this act shall be deemed to
 14 prohibit any local public library from making independent application to
 15 any federal agency for federal funds, and such applications by local public
 16 libraries are hereby authorized, and any federal funds received exclusively
 17 pursuant to such an application by a local public library may be expended
 18 without regard to the limitations of this act, and entitlements to grants-
 19 in-aid or federal moneys under this act shall not be reduced because of
 20 any funds so received.

21 Sec. 11. K.S.A. 75-2576 is hereby amended to read as follows: 75-
 22 2576. As used in this act, unless the context otherwise requires:

23 (a) ~~“Board” means the Kansas library network board~~ *state library of*
 24 *Kansas board created by this act.*

25 (b) ~~“Regional systems of cooperating libraries” means the regional~~
 26 ~~systems of cooperating libraries created under authority of K.S.A. 75-2547~~
 27 ~~to 75-2552, inclusive through 75-2552, and amendments thereto.~~

28 (c) ~~“Systems librarians” means the chief officers of the regional sys-~~
 29 ~~tems of cooperating libraries.~~

30 (d) “Public libraries” means libraries operated under the provisions
 31 of K.S.A. 12-1215 ~~to 12-1248, inclusive through 12-1248,~~ and amend-
 32 ments thereto.

33 (e) “Public librarians” means the chief officers of the public libraries.

34 (f) “State library” means the Kansas state library created and oper-
 35 ating under authority of K.S.A. 75-2534, *and amendments thereto.*

36 (g) “State librarian” means the chief officer thereof, appointed pur-
 37 suant to K.S.A. 75-2535, *and amendments thereto.*

38 (h) “Regents’ librarians” means the chief officers of the libraries at
 39 institutions operated by the Kansas state board of regents.

40 (i) “School librarians” means the chief officers of libraries operated
 41 by unified school districts.

42 (j) “Community college librarians” means chief officers of libraries
 43 operated by community colleges established pursuant to K.S.A. 71-1401

<p>(a) "Board," "regional system of cooperating libraries" and "system librarian" have the meanings provided by K.S.A. 75-2548, and amendments thereto.</p> <p>[reletter subsections]</p>

1 through 71-1420, ~~inclusive~~, and amendments thereto.

2 (k) "Private college librarians" means chief officers of libraries op-
3 erated by accredited independent institutions as defined in K.S.A. 72-
4 6107, *and amendments thereto*, and the chief officer of the library oper-
5 ated by Washburn university of Topeka.

6 (l) "Special librarians" means the chief officers of all other publicly
7 supported and private libraries, including special purpose libraries and
8 archives located in Kansas.

9 (m) "Library network" means an organization of types of libraries
10 interconnected to achieve their common purposes through cooperative
11 use of communications, computer technology, library and human
12 resources.

13 Sec. 12. K.S.A. 75-2577 is hereby amended to read as follows: 75-
14 2577. One of the functions of the state library shall be to provide programs
15 of interlibrary cooperation under the direction and supervision of the
16 ~~Kansas library network~~ board.

17 Sec. 13. K.S.A. 75-2546, 75-2548, 75-2549, 75-2549b, 75-2550, 75-
18 2550a, 75-2551, 75-2552, 75-2576, 75-2577, 75-2578, 75-2579, 75-2580,
19 75-2581, 75-2582, 75-2583, 75-2584 and 75-2586 and K.S.A. 2005 Supp.
20 75-2562 are hereby repealed.

21 Sec. 14. This act shall take effect and be in force from and after its
22 publication in the statute book.