

CHAPTER 147
SENATE BILL No. 497

AN ACT concerning improvement districts; establishing qualifications for directors; pertaining to compensation of directors; amending K.S.A. 19-2760 and 19-2764 and repealing the existing sections.

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

Section 1. K.S.A. 19-2760 is hereby amended to read as follows: 19-2760. (a) An election shall be held in each improvement district on the Tuesday following the first Monday in November of 1978 and of each even-numbered year thereafter for the purpose of electing three ~~(3)~~ directors of such district, except that the first election following the establishment of such district shall be held at a time fixed by the board of county commissioners of the county in which the district is located.

(b) The directors of an improvement district shall serve for terms of two ~~(2)~~ years, except that directors elected prior to the Tuesday following the first Monday in November, 1978, and directors elected at the first election following the establishment of the district shall serve until their successors are elected.

(c) (1) *From and after July 1, 2006, each director shall:*

(A) *Own land within the improvement district; or*

(B) *reside in the improvement district.*

(2) *Notwithstanding the provisions of paragraph (1), each director elected on or before June 30, 2006, shall be allowed to serve the remainder of such director's current term of office.*

Sec. 2. K.S.A. 19-2764 is hereby amended to read as follows: 19-2764. ~~That~~ (a) Regular meetings of the board of directors shall be held on the first Tuesday of each quarter, ~~and special~~. *Special* meetings may be held at any time when all the directors are voluntarily present or may be called by the president or any two directors at any time. Each meeting of the board, whether special or regular, shall be open to the public. ~~That~~ *Except as provided in subsection (b), each director shall receive as compensation for services as such, the sum of \$5 per day while actually and necessarily engaged in the performance of his such director's duties under this act. The assessors provided for by this act shall receive for their services each the sum of \$5 per day while actually and necessarily engaged in the performance of his such assessor's duty. The compensation of directors and assessors shall be paid out of the general fund of the improvement district authorized by this act.*

(b) *The board of directors, by adoption of a resolution, may fix the amount of compensation to be received by the members of the board. Such resolution shall be published at least once each week for two consecutive weeks in a newspaper of general circulation within the improvement district. If the total amount of compensation to be received annually by each member of the board is \$100 or less, such resolution shall not be required to be published and shall be effective upon adoption of the resolution. A resolution providing for an increase in compensation shall not be effective until 30 days following the date of the last publication of the resolution.*

Sec. 3. K.S.A. 19-2760 and 19-2764 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 19, 2006.
