

CHAPTER 19

SENATE BILL No. 392
(Amended by Chapter 207)

AN ACT concerning drainage districts; relating to the board of directors; relating to the membership thereof; amending K.S.A. 24-409 and repealing the existing section.

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

Section 1. K.S.A. 24-409 is hereby amended to read as follows: 24-409. ~~At~~ (a) *Except as provided in subsection (b), all* powers granted to drainage districts incorporated under the provisions of this act shall be exercised by a board of directors consisting of three persons who shall be owners of land located in the district. Directors also shall reside in the county in which such district is located, or if such district is located in more than one county, the directors shall reside in a county in which a portion of the drainage district is located. Except as provided in K.S.A. 24-412, and amendments thereto, the directors shall hold their offices for four years and until their successors are elected or appointed, as the case may be, and qualified, and shall be chosen at the time and in the manner provided by law.

(b) *Notwithstanding the provisions of subsection (a), a director shall be either an owner of or a tenant on land located within the drainage district whenever:*

(1) *The drainage district is located within one county and the population of the county does not exceed 10,000; or*

(2) *the drainage district is located in more than one county and the population of any such county does not exceed 10,000.*

Sec. 2. K.S.A. 24-409 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 20, 2006.
