

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Agriculture and Natural Resources** recommends **Substitute for HB 2114** be amended on page 3, in line 3, by striking all after "(d)"; by striking all in lines 4 through 11; in line 12, by striking "(e)"; in line 14, by striking "a"; by striking all in line 16; in line 17, after "(2)" by inserting "a"; in line 18, after "bank" by inserting "; or

(3) a wastewater storage structure for a confined feeding facility that has been approve by the secretary of health and environment pursuant to K.S.A. 65-171d, and amendments thereto.

(e) Any structure that meets the requirements for a hazard class A dam as provided in this act shall be considered a water obstruction and not a dam if the structure meets the following additional criteria:

(1) The structure impounds water under a vested right, water right or permit to appropriate water for irrigation, stockwater or sediment control use pursuant to the Kansas water appropriation act, K.S.A. 82a-701 et seq., and amendments thereto, or is required to obtain a permit o appropriate water for irrigation, stockwater or sediment control use in order to lawfully impound water; and

(2) the structure has a height of less than 30 feet and a storage volume at the top of the emergency spillway elevation of less than 125 acre feet";

Also on page 3, in line 30, before "a" by inserting ", modify or add to"; also in line 30, by striking the colon; by striking all in lines 31 through 43;

On page 4, in line 1, by striking all before the period and inserting "\$500"; in line 2, by striking "(3)" and inserting "(2)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

Also on page 4, following line 23, by inserting:

On _____ this property is located in the inundation zone of a dam or
(date of sale, division or transfer)

(2) A landowner who fails to file a notice of inundation zone in accordance with paragraph (1) shall be responsible for paying the costs of inspection that are in excess of the inspection costs that would have been required by the dam's previous lower hazard classification if K.S.A. 82a-303b(a)(1)(D)(7), and amendments thereto, applies to such dam.";

"(B) A watershed district organized pursuant to K.S.A. 24-1201 et seq., and amendments thereto, may enter into an agreement with the chief engineer that provides for such district to conduct limited safety inspections in lieu of the safety inspection required by subparagraph (A).";

Chairperson