

HOUSE BILL No. 2122

By Committee on Energy and Utilities

1-28

1 AN ACT concerning the agricultural ethyl alcohol producer incentive
2 fund; relating to extension; amending K.S.A. 2010 Supp. 79-34,161
3 and 79-34,164 and repealing the existing sections.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2010 Supp. 79-34,161 is hereby amended to read
7 as follows: 79-34,161. On July 1, 2001, and quarterly thereafter, the state
8 treasurer shall credit amounts as provided in this subsection from the
9 amounts remaining after the state treasurer credits an amount to the motor
10 vehicle fuel tax refund fund as provided in K.S.A. 79-3425, and
11 amendments thereto, to the Kansas qualified agricultural ethyl alcohol
12 producer incentive fund. The current production account and the new
13 production account are hereby created in the Kansas qualified agricultural
14 ethyl alcohol producer incentive fund. During fiscal years 2002, 2003 and
15 2004, the state treasurer (a) shall credit \$500,000 each calendar quarter to
16 the current production account of the Kansas qualified agricultural ethyl
17 alcohol producer incentive fund, and (b) shall credit \$375,000 each
18 calendar quarter to the new production account of the Kansas qualified
19 agricultural ethyl alcohol producer incentive fund. During fiscal years
20 2005 through ~~2014~~ 2018, the state treasurer shall credit \$875,000 each
21 calendar quarter to the new production account of the Kansas qualified
22 agricultural ethyl alcohol producer incentive fund. On July 1 of each
23 fiscal year through fiscal year ~~2014~~ 2018, or as soon after each such date
24 as information is available, the secretary of revenue shall certify to the
25 director of accounts and reports the amount of any unencumbered balance
26 as of June 30 of the preceding fiscal year in the current production
27 account of such fund and the director of accounts and reports shall
28 transfer the amount certified from the current producer account to the
29 new production account of the Kansas qualified agricultural ethyl alcohol
30 producer incentive fund. Any unencumbered balance as of June 30 of any
31 fiscal year in the new production account of such fund shall remain
32 credited in the new production account for the payment of claims of new
33 production incentives in ensuing fiscal years. If the aggregate of
34 outstanding claims made on the current production account of such fund
35 is greater than the amount credited to such account, then such claims shall
36 be paid on a pro rata basis. Each claim may be paid regardless of the

1 fiscal year during which the claim was submitted.

2 Sec. 2. K.S.A. 2010 Supp. 79-34,164 is hereby amended to read as
3 follows: 79-34,164. The provisions of K.S.A. 79-34,160 through 79-
4 34,163, and amendments thereto, shall expire on July 1, ~~2011~~ 2018.

5 Sec. 3. K.S.A. 2010 Supp. 79-34,161 and 79-34,164 are hereby
6 repealed.

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

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