

HOUSE BILL No. 2314

By Committee on Taxation

2-11

1 AN ACT concerning drainage district No. 2 of Finney county, Kansas;
2 pertaining to the election of directors; amending K.S.A. 24-412 and
3 K.S.A. 2010 Supp. 24-139a and 24-409 and repealing the existing
4 sections.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2010 Supp. 24-139a is hereby amended to read as
8 follows: 24-139a. ~~The board of directors of drainage district No. 2 of~~
9 ~~Finney county shall provide by the passage of a resolution for the~~
10 ~~staggering of terms of the board. At the next election of directors, one~~
11 ~~director shall be elected for a two-year term and two directors shall be~~
12 ~~elected for three-year terms. Election of directors thereafter shall be for~~
13 ~~three-year terms. Notwithstanding the provisions of K.S.A. 24-409 and 24-~~
14 ~~412, and amendments thereto, prior to the election of the board of~~
15 ~~directors of drainage district No. 2 of Finney county, Kansas, such board~~
16 ~~of directors shall determine which board position shall have a term of~~
17 ~~two years and shall notify the county election officer. At the election~~
18 ~~proceedings in 2015, a director shall be elected for a term of four years~~
19 ~~for each of board positions one and two and one director shall be elected~~
20 ~~for a term of two years for board position three. Thereafter, all directors~~
21 ~~shall be elected for a term of four years as provided in K.S.A. 24-409 and~~
22 ~~24-412, and amendments thereto.~~

23 Sec. 2. K.S.A. 2010 Supp. 24-409 is hereby amended to read as
24 follows: 24-409. (a) All powers granted to drainage districts incorporated
25 under the provisions of this act shall be exercised by a board of directors
26 consisting of three persons. Except as provided in K.S.A. 24-412 and
27 K.S.A. 2010 Supp. 24-139a, and amendments thereto, the directors shall
28 hold their offices for four years and until their successors are elected or
29 appointed, as the case may be, and qualified, and shall be chosen at the
30 time and in the manner provided by law.

31 (b) Members of the board of directors shall be owners of land
32 located in the drainage district and shall reside in the county in which the
33 district is located or, if the district is located in more than one county, a
34 county in which any portion of the district is located, except:

35 (1) If there are no residents within the drainage district who are
36 owners of land within the district, any owner of land located within the

1 district shall be a qualified voter and shall be eligible to hold the office of
2 director; and

3 (2) a director shall be either an owner of or a tenant on land located
4 within the drainage district whenever: (A) The drainage district is located
5 within one county and the population of the county does not exceed
6 10,000; or (B) the drainage district is located in more than one county and
7 the population of any such county does not exceed 10,000.

8 Sec. 3. K.S.A. 24-412 is hereby amended to read as follows: 24-412.

9 *(a) Subject to the provisions of subsection (b), except as otherwise*
10 *provided in this section, an election to choose three directors in each*
11 *district as their successors, shall be held on the first Tuesday in April,*
12 *1983, and an election shall be held each four years thereafter, on the first*
13 *Tuesday in April, to choose directors. Directors elected in any district in*
14 *1980 or 1981 shall hold their office until successors are elected and*
15 *qualified at the election in April, 1983.*

16 *(b) On and after January 1, 2012, the board of directors of drainage*
17 *district No. 2 of Finney county, Kansas, shall be elected for a term of four*
18 *years.*

19 Sec. 4. K.S.A. 24-412 and K.S.A. 2010 Supp. 24-139a and 24-409
20 are hereby repealed.

21 Sec. 5. This act shall take effect and be in force from and after its
22 publication in the statute book.

23