

HOUSE BILL No. 2241

By Committee on Water and Environment

2-1

1 AN ACT concerning water; relating to the state water plan fund; creating
2 the surface water protection fee; creating the irrigation water use fee.

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

5 Section 1. (a) On and after January 1, 2018, there is hereby imposed a
6 surface water protection fee upon any person with whom the director of
7 the Kansas water office has contracted with pursuant to K.S.A. 82a-1305,
8 and amendments thereto, at the rate of \$.40 per 1,000 gallons of water at
9 the point of withdrawal from a reservoir less the rate charged by the
10 director per 1,000 gallons of water to a person under such person's
11 contract.

12 (b) The surface water protection fee shall be paid annually to the
13 director by each person with whom the director has contracted with
14 pursuant to K.S.A. 82a-1305, and amendments thereto. Payment of such
15 fee shall be due on or before March 1 of the following calendar year. The
16 director shall remit all such moneys to the state treasurer in accordance
17 with the provisions of K.S.A. 75-4215, and amendments thereto. Upon
18 receipt of each such remittance, the state treasurer shall deposit the entire
19 amount in the state treasury to the credit of the state water plan fund
20 created by K.S.A. 82a-951, and amendments thereto.

21 Sec. 2. (a) On and after January 1, 2018, there is hereby imposed an
22 irrigation water use fee upon each owner of a water right or permit to
23 appropriate water for beneficial use who uses water for irrigation purposes.
24 The chief engineer of the division of water resources of the Kansas
25 department of agriculture shall determine the amount of water used for
26 irrigation purposes based on the reports required pursuant to K.S.A. 82a-
27 732, and amendments thereto, and shall charge and collect from each
28 owner of a water right or permit to appropriate water for beneficial use a
29 fee in the amount of \$.005 per 1,000 gallons of water used for irrigation
30 purposes by such owner.

31 (b) The irrigation water use fee shall be paid annually to the chief
32 engineer by each owner of a water right or permit to appropriate water for
33 beneficial use who uses water for irrigation purposes. Payment of such fee
34 shall be due on or before March 1 of the following calendar year. The chief
35 engineer shall remit all such moneys to the state treasurer in accordance
36 with the provisions of K.S.A. 75-4215, and amendments thereto. Upon

1 receipt of each such remittance, the state treasurer shall deposit the entire
2 amount in the state treasury to the credit of the state water plan fund
3 created by K.S.A. 82a-951, and amendments thereto.

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