

HOUSE BILL No. 2477

By Representative Rahjcs

11-28

Proposed Amendments for HB 2477
Senate Agriculture and Natural Resources
March 7, 2024
Office of Revisor of Statutes

1 AN ACT concerning agriculture; relating to environmental remediation;
2 increasing the maximum reimbursement from the Kansas agricultural
3 remediation fund from \$200,000 to \$300,000 for an eligible person and
4 from \$400,000 to \$600,000 when both a buyer and a seller or a lessee
5 and a lessor are responsible for remediation; increasing the amount
6 available to the Kansas agricultural remediation board for
7 administrative overhead expenses from \$150,000 to \$175,000;
8 amending K.S.A. 2-3708 and 2-3710 and repealing the existing
9 sections.
10

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

12 Section 1. K.S.A. 2-3708 is hereby amended to read as follows: 2-
13 3708. (a) There is hereby established the remediation reimbursement
14 program. The program shall be for the purpose of:

15 (1) Providing reimbursement to eligible persons for the costs of
16 corrective action approved by the department of health and environment or
17 taken in accordance with requests or orders issued by the department of
18 health and environment; and

19 (2) providing funding to the Kansas pesticide waste disposal program
20 in accordance with K.S.A. 2-3716, and amendments thereto.

21 (b) The amount of reimbursement that an eligible person may receive
22 from the fund shall be limited as follows:

23 (1) Except as provided in paragraph (2), for an eligible person who
24 has paid all applicable assessments imposed pursuant to K.S.A. 2-3713,
25 and amendments thereto, reimbursement per site shall not exceed an

26 amount equal to: (A) 90% of total eligible corrective action costs greater
27 than \$1,000 and less than or equal to \$100,000; plus (B) 80% of total
28 eligible corrective action costs greater than \$100,000 and less than or

29 equal to \$200,000 \$300,000. The total amount reimbursed for any one site
30 shall not exceed \$200,000 ~~within a five-year period or as otherwise set~~

31 ~~forth by the board \$300,000, except that the Kansas agricultural~~
32 ~~remediation board may, pursuant to rules and regulations, unless set forth~~
33 ~~a different amount that is less than or equal to \$300,000. If the property~~
34 ~~has been sold or leased and both the buyer and the seller or the lessee and~~
35 ~~the lessor are responsible for remediation, in which case then the total~~
36 ~~amount reimbursed for any such site shall not exceed \$400,000 within a~~

may receive

as provided herein and evidenced by receipts for any eligible
corrective action costs, but the total reimbursement

\$300,000. If an eligible person has paid at least \$2,000 for
eligible corrective action costs at a site, such person may
receive reimbursement in

\$2,000 until such person has received

additional reimbursement in an amount equal to

additional

until such person has received an additional \$200,000 in
reimbursement