

SENATE BILL No. 337

By Committee on Ways and Means

1-25

1 AN ACT concerning the adjutant general; relating to the charging of fees;
2 vulnerability assessments; hazardous materials; creating the Kansas
3 emergency management and homeland security fund.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) The adjutant general may fix, charge and collect fees
7 for conducting vulnerability assessments of critical infrastructure
8 conducted by the adjutant general. The fees shall be fixed in order to
9 recover all or part of the direct and indirect operating expenses incurred
10 for conducting such assessments.

11 (b) The adjutant general may fix, charge and collect a fee on any
12 hazardous material possessed, sold, distributed or manufactured in Kansas.
13 The fees shall be fixed in order to recover all or part of the direct and
14 indirect operating expenses incurred for emergency management and
15 homeland security by the adjutant general.

16 (c) The adjutant general shall remit all moneys received by or for the
17 adjutant general from fees imposed and collected under this section to the
18 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
19 amendments thereto. Upon receipt of each such remittance, the state
20 treasurer shall deposit the entire amount in the state treasury to the credit
21 of the Kansas emergency management and homeland security fund of the
22 adjutant general which is hereby established in the state treasury. Moneys
23 deposited in the Kansas emergency management and homeland security
24 fund may be expended for operating expenditures of the adjutant general
25 related to emergency management and homeland security, including, but
26 not limited to, direct and indirect operating expenses. Expenditures from
27 the Kansas emergency management and homeland security fund shall be
28 made upon warrants of the director of accounts and reports issued pursuant
29 to vouchers approved by the adjutant general or by a person or persons
30 designated by the adjutant general.

31 (d) The adjutant general is hereby authorized to adopt rules and
32 regulations as may be necessary to implement the provisions of this
33 section.

34 (e) As used in this section, "hazardous material" means any substance
35 or material in a quantity or form which may be harmful or injurious to the
36 health and safety of humans, animals, crops or property when released into

1 the environment. Hazardous material includes, but is not limited to,
2 explosives, radioactive materials, disease-causing agents, flammable
3 liquids, solids or gases, combustible liquids, poisons, poisonous gases,
4 oxidizing materials, corrosive materials, irritants, nonflammable gases,
5 cryogenics and blasting agents.

6 Sec. 2. This act shall take effect and be in force from and after its
7 publication in the statute book.