

## 2012 Kansas Statutes

**12-16,121. Paving material's provided by cities and counties; limitations.** (a) As used in this section and K.S.A. 12-16,122, and amendments thereto:

- (1) "City" means any city.
  - (2) "County" means any county.
  - (3) "Governing body" means the governing body of any city and the board of county commissioners of any county.
  - (4) "Paving material" means crushed rock, asphalt, gravel, aggregate sand or other materials used to pave roads, streets and drives.
- (b) Except as provided in subsection (c), the governing body of any city or county shall not sell or otherwise provide paving material to any private person or private entity.
- (c) The provisions of subsection (b) shall not apply if the governing body has:
- (1) Made a determination that such paving materials are not readily available from a nongovernmental entity;
- or
- (2) adopted a resolution declaring the existence of a disaster, emergency or the threat of disaster or emergency.

**History:** L. 2001, ch. 111, § 1; July 1.