

2012 Kansas Statutes

68-2094. Authorization of projects. In order to provide for the construction of modern express highways commencing near the city of Winfield, Kansas, at a point of intersection with the modern express highway authorized to be constructed under the provisions of K.S.A. 68-2070 to 68-2092, inclusive, and any acts amendatory thereof, and continuing in an easterly direction to the vicinity of and to the south of the city of Independence, Kansas, and continuing in an easterly direction to a point on the Kansas-Oklahoma border in the vicinity of the cities of Galena and Baxter Springs, Kansas, embodying where feasible and necessary, safety devices, including center division, ample shoulder widths, long-sight distances, multiple lanes in each direction and grade separations at intersections with other highways and railroads, and thereby facilitate vehicular traffic, in the areas to be served, remove many of the present handicaps and hazards on the congested highways in the state, and promote the agricultural and industrial development of the state, the authority is hereby authorized and empowered to construct, maintain, repair and operate any highway project (as hereinbefore defined), and to issue any highway revenue bonds of the authority, payable solely from revenues and any payments to the authority from the state highway fund or state freeway fund provided to be made pursuant to the provisions of this act and the act of which this section is amendatory, to finance the project. No highway project shall be undertaken or any highway revenue bonds issued therefor until April 1, 1976, and no highway project shall be undertaken unless and until such project and the proposed locations therefor have been thoroughly studied with respect to traffic, engineering, cost and financing, nor unless such study shows: That adequate public funds for construction of free expressways on the routes to be served by such project are not available, and that the construction of such project can be financed wholly through the investment of private funds in highway revenue bonds issued under the provisions of this act; and that such project and indebtedness incurred therefor will be entirely self-liquidating through tolls and other income from operation of such project or projects, but not including any amounts to be paid from the state highway fund or state freeway fund as provided by this act and the act of which this section is amendatory: *Provided*, In determining whether the project and indebtedness will be entirely self-liquidating it shall be proper to consider actual and anticipated tolls and other income from any other project or projects financed under this act and also any reserves which are or will be available from proceeds of the bonds or any other source: *And provided further*, On and after April 1, 1976, once the authority has determined that such study, or the study as amended and supplemented, shows that the provisions of this section are met, the project or projects shall be undertaken and bonds herein authorized shall be issued, and the validity of the project or projects and the validity of the bonds shall not be affected by any question concerning the determination of the authority.

History: L. 1973, ch. 269, § 2; L. 1974, ch. 275, § 2; L. 1974, ch. 276, § 1; L. 1975, ch. 356, § 1; April 3.