

KANSAS OFFICE of
REVISOR of STATUTES

LEGISLATURE of THE STATE of KANSAS
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MEMORANDUM

To: Chairman Sloan and members of the Committee on Water and Environment
From: Matt Sterling, Assistant Revisor of Statutes
Date: 1/26/2017
RE: House Bill 2066

HB 2066 would, under certain circumstances, require the Secretary of Transportation to reimburse a public wholesale water supply district for the cost to relocate water pipelines that are in a state highway right-of-way.

Under current law, any entity that has electric, telecommunications, oil, gas, or water lines in a state highway right-of-way and the Secretary of Transportation requires that the lines be moved, the entity is required to pay the cost for moving the lines. However, when a rural water district that is required to move its water pipelines in a state highway, and it has 90% or more of its water lines on private right-of-way, the Secretary of Transportation must reimburse the district for the costs of the relocation.

HB 2066 would apply this same reimbursement of the cost to relocate the water pipelines for any public wholesale water supply district. Public wholesale water supply districts, which are created pursuant to K.S.A. 19-3545 et seq., are designed to enable municipalities to collectively source water at wholesale. The function of a public wholesale water supply district is to secure a source of water larger than individual municipalities could obtain, to sell the water to water supply districts, municipalities, and water distribution companies; and to provide services to the municipalities participating in the public wholesale water supply district.