AN ACT concerning water; relating to the state water plan fund; creating the surface water protection fee; creating the irrigation water use fee.

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

Section 1. (a) On and after January 1, 2018, there is hereby imposed a surface water protection fee upon any person with whom the director of the Kansas water office has contracted with pursuant to K.S.A. 82a-1305, and amendments thereto, at the rate of $.40 per 1,000 gallons of water at the point of withdrawal from a reservoir less the rate charged by the director per 1,000 gallons of water to a person under such person's contract.

(b) The surface water protection fee shall be paid annually to the director by each person with whom the director has contracted with pursuant to K.S.A. 82a-1305, and amendments thereto. Payment of such fee shall be due on or before March 1 of the following calendar year. The director shall remit all such moneys to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state water plan fund created by K.S.A. 82a-951, and amendments thereto.

Sec. 2. (a) On and after January 1, 2018, there is hereby imposed an irrigation water use fee upon each owner of a water right or permit to appropriate water for beneficial use who uses water for irrigation purposes. The chief engineer of the division of water resources of the Kansas department of agriculture shall determine the amount of water used for irrigation purposes based on the reports required pursuant to K.S.A. 82a-732, and amendments thereto, and shall charge and collect from each owner of a water right or permit to appropriate water for beneficial use a fee in the amount of $.005 per 1,000 gallons of water used for irrigation purposes by such owner.

(b) The irrigation water use fee shall be paid annually to the chief engineer by each owner of a water right or permit to appropriate water for beneficial use who uses water for irrigation purposes. Payment of such fee shall be due on or before March 1 of the following calendar year. The chief engineer shall remit all such moneys to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto.
receipt of each such remittance, the state treasurer shall deposit the entire
amount in the state treasury to the credit of the state water plan fund
created by K.S.A. 82a-951, and amendments thereto.
Sec. 3. This act shall take effect and be in force from and after its
publication in the statute book.