

SENATE BILL No. 456

By Committee on Ways and Means

3-7

1 AN ACT concerning municipalities; creating the municipality
2 infrastructure improvement program; amending K.S.A. 2011 Supp. 74-
3 8768 and repealing the existing section.
4

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

6 New Section 1. (a) There is hereby established within the
7 department of commerce the municipality infrastructure improvement
8 program. The purpose of the program is to provide grants to the governing
9 bodies of cities and counties to aid in paying the cost of infrastructure
10 improvement projects approved by such governing body. The governing
11 body of any city or county may apply to the secretary for a grant pursuant
12 to this section. Such application shall be submitted in such form and
13 manner as prescribed by the secretary.

14 (b) The secretary shall consider each application for grant moneys
15 submitted in accordance with this section. To the extent there are sufficient
16 funds available in the municipality infrastructure improvement fund, the
17 secretary, in the secretary's sole discretion, shall award grant moneys based
18 on the information submitted in the application. The secretary shall give
19 preference to infrastructure improvement projects designed to construct,
20 alter, expand or improve roads or streets pursuant to livable streets policies
21 that are applicable to such project.

22 (c) There is hereby established in the state treasury the municipality
23 infrastructure improvement fund. The secretary of commerce shall
24 administer the municipality infrastructure improvement fund. All moneys
25 credited to the municipality infrastructure improvement fund shall be used
26 for the payment of grant awards in accordance with this section. The
27 secretary shall certify to the director of accounts and reports the amounts
28 payable to each city or county pursuant to this section. The director of
29 accounts and reports shall draw warrants on the state treasurer payable to
30 the treasurer of such city or county entitled to receive such payment,
31 pursuant to vouchers approved by the secretary, or the secretary's designee.

32 (d) The governing body of any city or county receiving a grant
33 pursuant to this section shall prepare and submit such reports on the
34 infrastructure improvement project for which such grant was awarded at
35 such time and in such manner as prescribed by the secretary. On or before
36 January 15 of each year, the secretary shall prepare and submit a report on

1 the activities of the municipality infrastructure improvement program,
2 including, but not limited to, the number and amount of grants made under
3 the program and the status of the infrastructure improvement projects that
4 received grant moneys under the program, to the joint committee on state
5 building construction.

6 (e) The secretary shall adopt such rules and regulations as the
7 secretary deems necessary to implement and carry out the provisions of
8 this section.

9 (f) As used in this section:

10 (1) "Infrastructure improvement project" means the construction,
11 reconstruction, rehabilitation, alteration, expansion or improvement of
12 public facilities, including, but not limited to roads, streets, highways,
13 storm drains, water supply treatment facilities and distribution lines,
14 wastewater collection lines and any improvements related thereto.

15 (2) "Livable streets policies" means policies adopted by the
16 governing body or planning commission of the municipality with the
17 purpose of creating roads, streets and communities where all road users
18 can feel safe and secure on the roads of the municipality.

19 (3) "Secretary" means the secretary of the department of commerce.

20 Sec. 2. K.S.A. 2011 Supp. 74-8768 is hereby amended to read as
21 follows: 74-8768. (a) There is hereby created the expanded lottery act
22 revenues fund in the state treasury. All expenditures and transfers from
23 such fund shall be made in accordance with appropriation acts. All moneys
24 credited to such fund shall be expended or transferred only for the
25 purposes of reduction of state debt, state, *county or city* infrastructure
26 improvements, the university engineering initiative act; and reduction of
27 local *ad valorem* tax in the same manner as provided for allocation of
28 amounts in the local *ad valorem* tax reduction fund.

29 (b) (1) On July 1, 2012, July 1, 2013, July 1, 2014, July 1, 2015, July
30 1, 2016, July 1, 2017, July 1, 2018, July 1, 2019, July 1, 2020, and July 1,
31 2021, or as soon thereafter such date as moneys are available;:

32 (A) The first ~~\$10,500,000~~ \$13,125,000 credited to the expanded
33 lottery act revenues fund shall be transferred by the director of accounts
34 and reports from the expanded lottery act revenues fund *as follows*:

35 (i) *The aggregate amount equal to 80% of such credited moneys, in*
36 *one or more substantially equal amounts, to each of the following: the*
37 *Kan-grow engineering fund – KU, Kan-grow engineering fund – KSU and*
38 *Kan-grow engineering fund – WSU. Each such special revenue fund shall*
39 *receive \$3,500,000 annually in each of such years; and*

40 (ii) *the aggregate amount equal to 20% of such credited moneys to*
41 *the municipality infrastructure improvement fund, established by section 1,*
42 *and amendments thereto; and*

43 (B) *of the remaining moneys credited to the expanded lottery act*

1 *revenues fund, 20% of such remaining moneys shall be transferred by the*
2 *director of accounts and reports from the expanded lottery act revenues*
3 *fund to the municipality infrastructure improvement fund, established by*
4 *section 1, and amendments thereto.*

5 *(2) On July 1, 2022, and all years thereafter, the director of accounts*
6 *and reports shall transfer 20% of all moneys credited to the expanded*
7 *lottery act revenues fund to the municipality infrastructure improvement*
8 *fund, established by section 1, and amendments thereto.*

9 Sec. 3. K.S.A. 2011 Supp. 74-8768 is hereby repealed.

10 Sec. 4. This act shall take effect and be in force from and after its
11 publication in the statute book.