

2021 Kansas Statutes

82a-1603. Definitions. When used in this act:

- (a) "Chief engineer" means the chief engineer of the division of water resources of the department of agriculture.
- (b) "Class I funded project" means a proposed new project or renovation of an existing project located within the boundaries of an organized watershed district that is receiving or is eligible to receive financial participation from the division for the flood control storage portion of the project.
- (c) "Class II funded project" means a proposed new project or renovation of an existing project that is receiving or is eligible to receive financial participation from the federal government.
- (d) "Class III funded project" means a proposed new project or renovation of an existing project located outside the boundaries of an organized watershed district that is not receiving or is not eligible to receive financial participation from the division or the federal government except as provided in K.S.A. 82a-1606, and amendments thereto.
- (e) "Division" means the division of conservation established within the Kansas department of agriculture in K.S.A. 74-5,126, and amendments thereto.
- (f) "Flood control storage" means storage space in reservoirs to hold flood waters.
- (g) "Future use public water supply storage" means storage space that the Kansas water office determines will be needed within the next 20 years for use by public water supply users in an area but for which there is no current sponsor.
- (h) "General plan" means a preliminary engineering report describing the characteristics of the project area, the nature and methods of dealing with the soil and water problems within the project area and the projects proposed to be undertaken by the sponsor within the project area. Such plan shall include: Maps, descriptions and other data as may be necessary for the location, identification and establishment of the character of the work to be undertaken; a cost-benefit analysis of alternatives to the project, including, but not limited to, nonstructural flood control options and water conservation and reuse to reduce need for new water supply storage; and any other data and information as the chief engineer may require.
- (i) "Land right" means real property as that term is defined by the laws of the state of Kansas and all rights thereto and interest therein and includes any road, highway, bridge, street, easement or other right-of-way thereon.
- (j) "Multipurpose small lake project" means a dam and lake containing: (1) Flood control storage; and (2) either public water supply storage or recreation features, or both.
- (k) "Public water supply" means a water supply for municipal, industrial or domestic use.
- (l) "Public water supply storage" means storage of water for municipal, industrial or domestic use.
- (m) "Recreation feature" means water storage and related facilities for activities such as swimming, fishing, boating, camping or other related activities.
- (n) "Renovation" means repair or restoration of an existing lake that contains water storage space for use as a public water supply and that has either recreational purposes or flood control purposes, or both.
- (o) "Secretary" means the secretary of the Kansas department of agriculture.
- (p) "Sponsor" means: (1) Any political subdivision of the state that has the power of taxation and the right of eminent domain; (2) any public wholesale water supply district; or (3) any rural water district.
- (q) "Water user" means any city, rural water district, wholesale water district or any other

political subdivision of the state that is in the business of furnishing municipal or industrial water to the public.

History: L. 1985, ch. 342, § 3; L. 1989, ch. 5, § 5; L. 1991, ch. 290, § 4; L. 2001, ch. 71, § 2; L. 2004, ch. 101, § 153; L. 2012, ch. 140, § 137; L. 2021, ch. 74, § 25; May 6.