

• Bowers

HB 2249 would add provisions that would become part of and supplemental to the Rural Emergency Hospital Act. The bill would authorize the Secretary for Aging and Disability Services, upon application by a rural emergency hospital to grant a physical environment waiver for existing nursing facilities to a REH to provide skilled nursing facility care. The bill would also establish the South Central Regional Mental Health Hospital, create a fee fund, update the catchment areas for the state hospitals, rename “Parsons State Hospital and Training Center” to “Parsons State Hospital,” and make technical and conforming amendments.

HB 2028 would amend law concerning the resident senior combination hunting and fishing pass and the Kansas kids combination lifetime hunting and fishing license. The bill would also prohibit non-residents from hunting migratory waterfowl during certain times and in certain places, require the Kansas Department of Wildlife and Parks to present certain data in a report to the Legislature, and change the fees for migratory waterfowl habitat stamps.

HB 2255 would make changes to two programs in the Kansas Department of Agriculture (KDA): the Conservation Reserve Enhancement Program (CREP) and the Weights and Measures Program.

SB 114 would authorize non-public school students and virtual school students participating in a school activity governed by the

Kansas State High School Activities Association (KSHSAA) to also participate in certain ancillary school district activities. The bill would amend this law to require participating students to also be permitted to participate in any district-sponsored events, ceremonies, programs, or other functions directly related to the activity.

SB 199 would permit year-round fireworks sales under certain conditions and make additional changes (year round sales) to law related to the sale of fireworks. The bill would also designate the existing Fallen Firefighters Memorial adjacent to the Kansas Firefighters Museum in Wichita as the official Fallen Firefighters Memorial of the State of Kansas and would replace the Kansas Firefighters Memorial Advisory Committee with the Kansas Firefighter Memorial Council. I voted no – wildfires are a real concern in rural Kansas.

HB 2039 would amend statutes relating to home health agencies to clarify the definition of “home health agency” for the purposes of credentialing; amend law regarding emergency medical services and EMS providers to clarify authorized activities of paramedics, advanced emergency medical technicians (advanced EMTs), emergency medical technician, and emergency medical responders.

HB 2172 would create a 16-member Water Program Task Force and a 5-member Water Planning Work Group to study and make recommendations to

the Legislature on water policy and funding.

SB 45 would establish a statutory calculation, for purposes of accreditation, of the four-year adjusted cohort graduation rate for each school district and any schools within the district, including virtual.

HB 2054 would modernize our campaign finance statutes by increasing contribution limits to candidates and political parties. HB 2054 addresses adjusts limits to limits to inflation with House limits to go from \$500 to \$1000; State Senate limits from \$1000 to \$2000; and limits for statewide candidates from \$2000 to \$4000. I voted no.

SB 50 would establish uniform interest rates, repayment schedules, and fees for all scholarships, grants, or other student financial aid program established in law (KSA Chapter 74, Article 32) under the authority of the State Board of Regents.

SB 64 would amend Kansas Public Employees Retirement System (KPERS) statutes. The bill would extend the timeline for a KPERS member to request an administrative hearing to appeal a decision made by the KPERS Board of Trustees without a hearing. The bill would also update KPERS statutes to align with federal Internal Revenue Code (IRC) regulations.

HB 2122 would amend law regarding registration fees of trucks, truck tractors, and electric and hybrid vehicles.

SB 126 would update the current newborn screening program to es-

tablish the Advance Universal Newborn Screening Program, increase the minimum statutory state financial assistance to local health department, and increase the hospital provider annual assessment on services rate.

HB 2334 contains a number of provisions: It would amend the Insurance Holding Company Act, Uniform Insurance Agents Licensing Act, Public Adjusters Licensing Act, Captive Insurance Act, and current law to allow travel insurance to be filed under either an accident and health or inland marine line of insurance.

HB 2183 would prohibit a state court or an administrative hearing officer hearing an administrative action from deferring to an Executive Branch agency’s interpretation of certain statutes, rules and regulations, and documents that have the force and effect of law. The bill would allow for the court or officer to consider the agency’s interpretation, but they would be required to interpret the meaning and effect of such statute, rules and regulation, or document as if it were new. The bill would require courts to exercise any remaining doubt regarding matters defined above, in a way that is consistent with an individual’s fundamental constitutional rights.

HB 2342 would authorize the Secretary of Commerce to request the Kansas Bureau of Investigation (KBI) conduct a state and national criminal history record check on any final applicant or an employee in a sensitive

position within the Department of Commerce and would require the Secretary of Labor to conduct state and national criminal history record checks on.

HB 2347 would amend and create laws related to the crimes of theft, buying sexual relations, criminal use of a financial card, and unlawful use of a laser pointer.

HB 2371 would make amendments to the Revised Limited Liability Company Act to specify document forms and signature and delivery options and clarify filing fee limits and amend the Business Entity Transactions Act.

SB 21 would amend the Kansas Parimutuel Racing Act to change certain licensing requirements regarding live horse racing and to alter the distribution of moneys from certain funds.

SB 42 would, among its provisions, enact the Kansas Real Time Motor Vehicle Insurance Verification Act to require the Commissioner of Insurance to establish a web-based system for online verification of motor vehicle insurance and require motor vehicle insurers to cooperate with the Commissioner to establish and maintain the system as specified in the Act.

HB 2169 would provide for an exemption from remediation costs or other liability from prior commercial pesticide application by the United States army for owners of certain nonresidential property located in Johnson County.

HB 2280 would amend several laws applicable to

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veterans and military spouses. It would amend the definition of “complete application” in law governing occupational licensing and waiver of licensing fees by including military spouses even if the spouse’s service member is not considered to be on active duty and change the Kansas Office of Veterans Services (KOVs) to the Kansas Commission on Veterans Affairs Office.

LEGISLATIVE TOWNHALLS

Several legislative town halls have already taken place across the 36th Kansas Senate District, with more scheduled in the coming weeks.

April 29 at 10 a.m. – Representative Troy Waymaster and I will be in Smith County for the VA Town Hall & Health Fair at the American Legion Hall in Kensington.

THANK YOU FOR ENGAGING

Thank you for all of your calls, emails, and letters regarding your thoughts and concerns about happenings in Kansas. Helpful information can be easily accessed through the legislature’s website at www.kslegislature.org. You are also able to ‘listen in live’ at this website.

Thank you for the honor of serving you!

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Legal Notice



(Published Thursday, April 10, 2025 in the Osborne County Farmer)

ORDINANCE NO. 1069

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT BETWEEN THE CITY OF OSBORNE, KANSAS AND THE STATE OF KANSAS, ACTING BY AND THROUGH THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR THE PURPOSE OF OBTAINING A LOAN FROM THE KANSAS PUBLIC WATER SUPPLY LOAN FUND FOR THE PURPOSE OF FINANCING A PUBLIC WATER SUPPLY PROJECT; ESTABLISHING A DEDICATED SOURCE OF REVENUE FOR REPAYMENT OF SUCH LOAN; AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION WITH THE LOAN AGREEMENT.

WHEREAS, the Safe Drinking Water Act Amendments of 1996 [PL 104-182] to the Safe Drinking Water Act (the "Federal Act") established the Drinking Water Loan Fund to assist public water supply systems in financing the costs of infrastructure needed to achieve or maintain compliance with the Federal Act and to protect the public health and authorized the Environmental Protection Agency (the "EPA") to administer a revolving loan program operated by the individual states; and

WHEREAS, to fund the state revolving fund program, the EPA will make annual capitalization grants to the states, on the condition that each state provide a state match for such state's revolving fund; and

WHEREAS, by passage of the Kansas Public Water Supply Loan Act, K. S.A. 65-163d et seq., as amended (the "Loan Act"), the State of Kansas (the "State") has established the Kansas Public Water Supply Loan Fund (the "Revolving Fund") for purposes of the Federal Act; and

WHEREAS, under the Loan Act, the Secretary of the Kansas Department of Health and Environment ("KDHE") is given the responsibility for administration and management of the Revolving Fund; and

WHEREAS, the Kansas Development Finance Authority (the "Authority") and KDHE have entered into a Master Indenture (the "Master Indenture") pursuant to which KDHE agrees to enter into Loan Agreements with Municipalities for public water supply projects (the "Projects") and to pledge the Loan Repayments (as defined in the Master Indenture) received pursuant to such Loan Agreements to the Authority; and

WHEREAS, the Authority is authorized under K.S.A. 74-8905(a) and the Loan Act to issue revenue bonds (the "Bonds") for the purpose of providing funds to implement the State's requirements under the Federal Act and to loan the same, to-

gether with available funds from the EPA capitalization grants, to Municipalities within the State for the payment of Project Costs (as said terms are defined in the Loan Act); and

WHEREAS, the City of Osborne, Kansas (the "Municipality") is a municipality as said term is defined in the Loan Act which operates a water system (the "System"); and

WHEREAS, the System is a Public Water Supply System, as said term is defined in the Loan Act; and

WHEREAS, the Municipality has, pursuant to the Loan Act, submitted an Application to KDHE to obtain a loan from the Revolving Fund to finance the costs of improvements to its System consisting of the following:

Construct a new water treatment plant and new elevated water storage tank. Demolish 2 existing water storage tanks. (the "Project"); and

WHEREAS, the Municipality has taken all steps necessary and has complied with the provisions of the Loan Act and the provisions of K.A.R. 28-15-50 through 28-15-65 (the "Regulations") applicable thereto necessary to qualify for the loan; and

WHEREAS, KDHE has informed the Municipality that it has been approved for a loan in amount not to exceed \$3,794,800.00 (the "Loan") in order to finance the Project; and

WHEREAS, the governing body of the Municipality hereby finds and determines that it is necessary and desirable to accept the Loan and to enter into a loan agreement and certain other documents relating thereto, and to take certain actions required in order to implement the Loan Agreement.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OSBORNE, KANSAS:

Section 1. Authorization of Loan Agreement. The Municipality is hereby authorized to accept the Loan and to enter into a certain Loan Agreement, with an effective date of March 7, 2025, with the State of Kansas acting by and through the Kansas Department of Health and Environment (the "Loan Agreement") to finance the Project Costs (as defined in the Loan Agreement). The Mayor and Clerk are hereby authorized to execute the Loan Agreement in substantially the form presented to the governing body this date, with such changes or modifications thereto as may be approved by the Mayor and the Municipality's legal counsel, the Mayor's execution of the Loan Agreement being conclusive evidence of such approval.

Section 2. Establishment of Dedicated Source of Revenue for Repayment of Loan. Pursuant to the Loan Act, the Municipality hereby establishes a dedicated source of revenue for repayment of the Loan. In accordance therewith, the Municipality shall impose and collect such rates, fees and charges for the use and services furnished by or through the System, including all improvements

and additions thereto hereafter constructed or acquired by the Municipality as will provide System Revenues (as defined in the Loan Agreement) sufficient to (a) pay the cost of the operation and maintenance of the System, (b) pay the principal of and interest on the Loan as and when the same become due, (c) pay all other amounts due at any time under the Loan Agreement, and (d) pay the principal of and interest on Additional Revenue Obligations (as defined in the Loan Agreement) as and when the same become due; provided, however, the pledge of the System Revenues contained herein and in the Loan Agreement (i) shall be subject to reasonable expenses of operation and maintenance of the System, and (ii) shall be junior and subordinate in all respects to the pledge of System Revenues to any Additional Revenue Obligations. In the event that the System Revenues are insufficient to meet the obligations under the Loan and the Loan Agreement, the Municipality shall levy ad valorem taxes without limitation as to rate or amount upon all the taxable tangible property, real or personal, within the territorial limits of the Municipality to produce the amounts necessary for the prompt payment of the obligations under the Loan and Loan Agreement. In accordance with the Loan Act, the obligations under the Loan and the Loan Agreement shall not be included within any limitation on the bonded indebtedness of the Municipality.

Section 3. Further Authority. The Mayor, Clerk and other City officials and legal counsel are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 4. Governing Law. The Ordinance and the Loan Agreement shall be governed exclusively by and construed in accordance with the applicable laws of the State of Kansas.

Section 5. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the governing body of the City and publication in the official City newspaper.

PASSED by the governing body of the City of Osborne on April 2, 2025 and signed and APPROVED by the Mayor.

Andrew Foglesong, Mayor
ATTEST:
Hanna L. Eilert, CMC, City Clerk
APPROVED AS TO FORM ONLY.
Bruce Berkley, City Attorney [SEAL]
(4-C39-10)

Legal Notice



(Published Thursday, April 10, 2025 in the Osborne County Farmer)

ORDINANCE NO. 1070

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT BETWEEN THE CITY OF OSBORNE, KANSAS AND THE STATE OF KANSAS, ACTING BY AND THROUGH THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR THE PURPOSE OF OBTAINING A LOAN FROM THE KANSAS PUBLIC WATER SUPPLY LOAN FUND FOR THE PURPOSE OF FINANCING A PUBLIC WATER SUPPLY PROJECT; ESTABLISHING A DEDICATED SOURCE OF REVENUE FOR REPAYMENT OF SUCH LOAN; AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION WITH THE LOAN AGREEMENT.

WHEREAS, the Safe Drinking Water Act Amendments of 1996 [PL 104-182] to the Safe Drinking Water Act (the "Federal Act") established the Drinking Water Loan Fund to assist public water supply systems in financing the costs of infrastructure needed to achieve or maintain compliance with the Federal Act and to protect the public health and authorized the Environmental Protection Agency (the "EPA") to administer a revolving loan program operated by the individual states; and

WHEREAS, to fund the state revolving fund program, the EPA will make annual capitalization grants to the states, on the condition that each state provide a state match for such state's revolving fund; and

WHEREAS, by passage of the Kansas Public Water Supply Loan Act, K.S.A. 65-163d et seq., as amended (the "Loan Act"), the State of Kansas (the "State") has established the Kansas Public Water Supply Loan Fund (the "Revolving Fund") for purposes of the Federal Act; and

WHEREAS, under the Loan Act, the Secretary of the Kansas Department of Health and Environment ("KDHE") is given the responsibility for administration and management of the Revolving Fund; and

WHEREAS, the Kansas Development Finance Authority (the "Authority") and KDHE have entered into a Master Indenture (the "Master Indenture") pursuant to which KDHE agrees to enter into Loan Agreements with Municipalities for public water supply projects (the "Projects") and to pledge the Loan Repayments (as defined in the Master Indenture) received pursuant to such Loan Agreements to the Authority; and

WHEREAS, the Authority is authorized under K.S.A. 74-8905(a) and the Loan Act to issue revenue bonds (the "Bonds") for the purpose of providing funds to implement the State's requirements under the Fed-

eral Act and to loan the same, together with available funds from the EPA capitalization grants, to Municipalities within the State for the payment of Project Costs (as said terms are defined in the Loan Act); and

WHEREAS, the City of Osborne, Kansas (the "Municipality") is a municipality as said term is defined in the Loan Act which operates a water system (the "System"); and

WHEREAS, the System is a Public Water Supply System, as said term is defined in the Loan Act; and

WHEREAS, the Municipality has, pursuant to the Loan Act, submitted an Application to KDHE to obtain a loan from the Revolving Fund to finance the costs of improvements to its System consisting of the following:

Construct a new water treatment plant to remove manganese. (the "Project"); and

WHEREAS, the Municipality has taken all steps necessary and has complied with the provisions of the Loan Act and the provisions of K.A.R. 28-15-50 through 28-15-65 (the "Regulations") applicable thereto necessary to qualify for the loan; and

WHEREAS, KDHE has informed the Municipality that it has been approved for a loan in amount not to exceed \$3,000,000.00 (the "Loan") in order to finance the Project; and

WHEREAS, the governing body of the Municipality hereby finds and determines that it is necessary and desirable to accept the Loan and to enter into a loan agreement and certain other documents relating thereto, and to take certain actions required in order to implement the Loan Agreement.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OSBORNE, KANSAS:

Section 1. Authorization of Loan Agreement. The Municipality is hereby authorized to accept the Loan and to enter into a certain Loan Agreement, with an effective date of March 7, 2025, with the State of Kansas acting by and through the Kansas Department of Health and Environment (the "Loan Agreement") to finance the Project Costs (as defined in the Loan Agreement). The Mayor and Clerk are hereby authorized to execute the Loan Agreement in substantially the form presented to the governing body this date, with such changes or modifications thereto as may be approved by the Mayor and the Municipality's legal counsel, the Mayor's execution of the Loan Agreement being conclusive evidence of such approval.

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hereafter constructed or acquired by the Municipality as will provide System Revenues (as defined in the Loan Agreement) sufficient to (a) pay the cost of the operation and maintenance of the System, (b) pay the principal of and interest on the Loan as and when the same become due, (c) pay all other amounts due at any time under the Loan Agreement, and (d) pay the principal of and interest on Additional Revenue Obligations (as defined in the Loan Agreement) as and when the same become due; provided, however, the pledge of the System Revenues contained herein and in the Loan Agreement (i) shall be subject to reasonable expenses of operation and maintenance of the System, and (ii) shall be junior and subordinate in all respects to the pledge of System Revenues to any Additional Revenue Obligations. In the event that the System Revenues are insufficient to meet the obligations under the Loan and the Loan Agreement, the Municipality shall levy ad valorem taxes without limitation as to rate or amount upon all the taxable tangible property, real or personal, within the territorial limits of the Municipality to produce the amounts necessary for the prompt payment of the obligations under the Loan and Loan Agreement. In accordance with the Loan Act, the obligations under the Loan and the Loan Agreement shall not be included within any limitation on the bonded indebtedness of the Municipality.

Section 3. Further Authority. The Mayor, Clerk and other City officials and legal counsel are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 4. Governing Law. The Ordinance and the Loan Agreement shall be governed exclusively by and construed in accordance with the applicable laws of the State of Kansas.

Section 5. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the governing body of the City and publication in the official City newspaper.

PASSED by the governing body of the City of Osborne on April 2, 2025 and signed and APPROVED by the Mayor.

Andrew Foglesong, Mayor
ATTEST:
Hanna L. Eilert, CMC, City Clerk
APPROVED AS TO FORM ONLY.
Bruce Berkley, City Attorney [SEAL]
(4-C39-10)