Session of 2025

SENATE BILL No. 112

By Committee on Local Government, Transparency and Ethics

1-30

AN ACT concerning cities and counties; relating to the issuance of building permits; prohibiting cities and counties from requiring land as part of a right-of-way as a condition for issuing a building permit unless the property owner consents and is paid fair compensation.

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

Section 1. (a) No city shall require a real property owner to grant a right-of-way to such city, or any extension of an existing right-of-way as a condition for consideration or approval of any building permit unless such real property owner consents to such grant and the city pays fair compensation to such owner for such grant.

(b) Nothing in this section shall prohibit a city from requiring the grant of a right-of-way from two or more adjoining real property owners when such grant is necessary for the improvement of public streets or facilities.

Sec. 2. (a) No county shall require a real property owner to grant a right-of-way to such county, or any extension of an existing right-of-way as a condition for consideration or approval of any building permit unless such real property owner consents to such grant and the county pays fair compensation to such owner for such grant.

(b) Nothing in this section shall prohibit a county from requiring the grant of a right-of-way from two or more adjoining real property owners when such grant is necessary for the improvement of public roads or facilities.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.