

## HOUSE Substitute for SENATE BILL No. 561

By Committee on Local Government

5-4

---

9 AN ACT concerning cities; relating to annexation.

10

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

12 Section 1. (a) If any land located within a fire district is annexed by  
13 a city and such land remains a part of the fire district beyond the tax year  
14 in which the land is annexed, the owner of such land shall be entitled to  
15 a refund of all ad valorem taxes paid for fire service, including any tax  
16 levy for bond and interest payments from either the city or the fire dis-  
17 trict, whichever entity levies taxes for fire service against the land but  
18 does not provide such service.

19 (b) Cities and fire districts shall establish procedures for landowners  
20 to obtain refunds of ad valorem property taxes as required by this section.

21 Sec. 2. Except as provided in this section, no land shall be annexed  
22 pursuant to subsections (a)(1), (4), (5) and (6) of K.S.A. 12-520, and  
23 amendments thereto, if the board of county commissioners determines  
24 by resolution adopted within 30 days following the conclusion of the hear-  
25 ing on the proposed annexation that the proposed annexation will have  
26 an adverse effect on such county. The board of county commissioners  
27 shall deliver a copy of such resolution to the city. If the board of county  
28 commissioners fails to adopt such a resolution within the 30-day period,  
29 the annexation shall be deemed to have been approved by the board of  
30 county commissioners.

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