

SESSION OF 2009

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 204**

As Amended by House Committee on  
Agriculture and Natural Resources

**Brief\***

SB 204 would prohibit the unilateral annexation of land (*i.e.*, pursuant to KSA 12-520, subsections [a][1], [4], [5], and [6]) unless the board of county commissioners adopts a resolution stating the proposed annexation will not have an adverse effect on the county. Such a resolution would have to be adopted within 30 days following the conclusion of the hearing on the proposed annexation. The board of county commissioners would be required to deliver a copy of the resolution to the city. Failure to adopt the resolution would be deemed approval of the annexation by the board of county commissioners.

**Background**

The original bill dealt with establishment of the Food Safety and Lodging Fee Fund. The House Committee on Agriculture and Natural Resources deleted these contents and replaced them with the contents of HB 2032, as amended by the House Committee on Local Government.

With respect to HB 2032, Representative Ann Mah and Shawnee County Commissioner Vic Miller testified in support of the bill. Opponents included representatives of the League of Kansas Municipalities and the cities of Overland Park, Topeka, and Park City.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The House Committee on Local Government amended the bill to delete sections that were duplicative of or in conflict with HB 2029 as amended, dealing with shortening the review process to determine whether municipal services were provided as stated in the relevant annexation plan by reducing the total time that must elapse before deannexation procedures might begin.

According to the fiscal note, passage of the bill as introduced could have an undetermined fiscal effect on cities and counties.