

**As Amended by House Committee**

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*Session of 2026*

**HOUSE BILL No. 2416**

By Representative Delperdang

12-22

1 AN ACT concerning civil actions; relating to motorsports venues; creating  
2 the Kansas motorsports venue protection act; providing immunity to  
3 motorsports venues from civil actions for nuisance, taking or other  
4 similar legal theories under certain conditions.  
5

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

7     Section 1. (a) This section shall be known and may be cited as the  
8     Kansas motorsports venue protection act.

9     (b) A racing facility or racetrack shall be immune from liability in any  
10    civil action that is based on nuisance, taking or similar legal theories if the  
11    racing facility or racetrack was located and established in Kansas before a  
12    surrounding property owner either:

13       (1) Purchased or otherwise acquired such surrounding property  
14       owner's real property; or

15       (2) constructed improvements on such surrounding property owner's  
16       real property.

17       (c) This section does not apply to a civil action:

18           (1) Alleging a material violation of applicable state or local laws or a  
19           condition expressly prohibited by a valid permit governing the racing  
20           facility or racetrack; **or**

21           (2) **brought by a surrounding property owner against a racing**  
22           **facility or racetrack that has not conducted a competitive vehicle or**  
23           **motorsport race during the four years immediately preceding the date**  
24           **when such surrounding property owner purchased or otherwise**  
25           **acquired such surrounding property owner's real property.**

26       (d) Nothing in this section shall be construed to:

27           (1) Affect any civil action unrelated to nuisance, taking or similar  
28           legal theories; or

29           (2) limit the enforcement authority of the state or any political  
30           subdivision of the state for violations of state or local law unrelated to  
31           claims for nuisance, taking or similar legal theories.

32       (e) If any provision of this section or application thereof to any  
33           person or circumstance is held invalid, such invalidity shall not affect other  
34           provisions or applications of this section that can be given effect without  
35           the invalid provision or application, and to this end, the provisions of this  
36           section are declared to be severable.

1       (f) As used in this section:

2       (1) "Racing facility" or "racetrack" means a designated area or  
3 facility where competitive vehicle and motorsport races are conducted.  
4 "Racing facility" or "racetrack" includes the track, spectator areas, garages  
5 and any associated grounds or buildings used to operate motorsport races.

6       (2) "Surrounding property owner" means a natural person or entity  
7 owning real property located ~~in the area surrounding~~ **within a five-mile**  
8 **radius of** a racing facility or racetrack.

9       Sec. 2. This act shall take effect and be in force from and after its  
10 publication in the ~~statute book~~ **Kansas register**.