

SESSION OF 2026

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2769

As Amended by House Committee of the Whole

Brief*

HB 2769, as amended, would require any municipality that creates a subordinate service taxing area (such as a county service taxing district) and appoints its governing body to require all appointed voting members to be residents of the taxing area under certain circumstances. The bill would not apply to elected members of a governing body.

The bill would require all voting members of such an appointed governing body to be residents of the taxing area if the municipality either:

- Imposes or authorizes a property tax on area residents or authorizes the governing body to impose a property tax; or
- Authorizes the governing body to set a budget and spend funds for public services in the area.

Any member who is not a resident of such area would serve as a nonvoting member.

The bill would define “municipality” for this purpose to mean a city, county, or unified city and county government.

Background

The bill was introduced by the House Committee on Taxation at the request of Representative Caiharr.

*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 <https://klrd.gov/>

House Committee on Local Government

In the House Committee hearing, **proponent** testimony was provided by Representative Caiharr, a representative of the League of Kansas Municipalities (LKM), and a private citizen. Proponents generally stated that the bill ensures fair representation and accountability by requiring that all board members with tax levy authority to live within the taxed area, thereby aligning tax decisions with the interests of the community being affected.

Written-only proponent testimony was provided by a representative of the Kansas Association of Counties (KAC) and five private citizens.

Written-only **neutral** testimony was provided by the Sedgwick County Board of County Commissioners.

No other testimony was provided.

House Committee of the Whole

The Committee of the Whole amended the bill to:

- Require any member of an appointed governing body of a subordinate service taxing area who is not a resident to serve as a nonvoting member; and
- Clarify that the bill would not apply to elected members of any governing body.

Fiscal Information

According to the fiscal note provided by the Division of the Budget on the bill, as introduced, the Department of Revenue estimates the bill would have no fiscal effect.

LKM indicates the bill has the potential to increase administrative and recruitment costs associated with new residency requirements for local taxing districts. KAC indicates the bill could affect the eligibility of current appointments to the governing body of a subordinate service taxing area. Both organizations are unable to provide a precise estimate of the fiscal effect on local governments; however, any fiscal effect is estimated to be negligible.

Subordinate service taxing district; resident; municipality; voting;