Kansas

Division of the Budget

January 16, 2020

The Honorable Elaine Bowers, Chairperson
Senate Committee on Ethics, Elections and Local Government
Statehouse, Room 223A-E
Topeka, Kansas 66612

Dear Senator Bowers:

SUBJECT: Fiscal Note for SB 248 by Senator Holland

In accordance with KSA 75-3715a, the following fiscal note concerning SB 248 is respectfully submitted to your committee.

SB 248 would require the initiating governing body of any city or county that proposes to enter into an interlocal cooperation agreement with a city or county regarding a city establishing extraterritorial zoning or subdivision regulations to hold a public hearing on the proposed agreement. The bill would require a notice of the public hearing to be published by the initiating governing body at least once in the official county newspaper that includes the time and place for the hearing and a description of the proposal in general terms. The bill would also require the initiating governing body to mail a written notice of the proposed interlocal cooperation agreement to all owners of record in the area where the proposed extraterritorial zoning or subdivision regulations would be applied at least 20 days prior to the hearing. The bill clarifies that the initiating governing body must mail a copy of the notice to all owners of record in an unincorporated area if any proposed subdivision regulations involve land in any unincorporated area.

The Kansas Association of Counties indicates that enactment of SB 248 would increase costs associated with notifications sent to property owners and could increase costs to counties for the amount of litigation surrounding these types of projects; however, an estimate cannot be determined as the number of property owners that may be affected is unknown. The League of Kansas Municipalities indicates the bill would increase costs to cities for mailing and publication, but the cost would vary by city.

Sincerely,

Larry L. Campbell
Division of the Budget

cc: Jay Hall, Association of Counties
     Kaitlyn Willis, League of Municipalities