

SENATE BILL No. 34

By Committee on Federal and State Affairs

1-17

1 AN ACT concerning housing; ~~relating to the Kansas rural housing~~
2 ~~incentive district act;~~ expanding the availability of such districts to
3 ~~certain cities and the use of bond proceeds;~~ amending K.S.A. 12-5241,
4 12-5242 and 12-5249 and repealing the existing sections.

under the Kansas rural housing incentive district act; enacting
the Kansas urban housing incentive district act

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 New Section 1. (a) The governing body of any city ~~[that satisfies the~~
8 ~~definition of such term under K.S.A. 12-5242(a)(2), and amendments~~
9 ~~thereto]~~ is hereby authorized to designate ~~rural~~ housing incentive districts
10 within such city subject to the limitations of this section. Such city shall be
11 subject to the provisions of K.S.A. 12-5244 through 12-5252, and
12 amendments thereto.

urban housing incentive districts designated by such
, except as specifically provided in this section

13 (b) (1) The governing body of a city establishing a ~~rural~~ housing
14 incentive district under this section shall not:

an urban

15 (A) Designate more than 100 units within such district as for-sale
16 units in one year or more than 100 units within such district as for-rent
17 units in one year; and

18 (B) designate more than 50 units within such district associated with
19 a single project as for-sale units in one year or more than 50 units within
20 such district associated with a single project as for-rent units in one year.

21 (2) Units designated as for-sale units may be redesignated as for-rent
22 units by the governing body if such units have not been sold within six
23 months after the certificate of occupancy is granted.

24 (3) The governing body may designate for-sale and for-rent units for
25 succeeding years as part of a proposed multi-phased, multi-year
26 development plan adopted pursuant to K.S.A. 12-5246, and amendments
27 thereto.

an urban

28 (c) The average size of each residence constructed within a ~~rural~~
29 housing incentive district established under this section shall not exceed
30 1,650 square feet. The square footage shall be calculated excluding any
31 garage area or other exterior area, such as porches, patios or unattached
32 storage buildings.

33 (d) The provisions of this section shall be a ~~part of and supplemental~~
34 ~~to the Kansas rural~~ housing incentive district act.

35 Sec. 2. K.S.A. 12-5241 is hereby amended to read as follows: 12-
36 5241. ~~This act~~ *The provisions of K.S.A. 12-5241 through 12-5256, and*

known and may be cited as the Kansas urban

(e) For purposes of this section, "city" means any city incorporated in accordance with Kansas law with a population of 60,000 or more, as certified to the secretary of state by the director of the budget on the previous July 1 in accordance with K.S.A. 11-201, and amendments thereto, except the city of Topeka.

1 *amendments thereto, [and section 1, and amendments thereto]* shall be
 2 known and may be cited as the Kansas rural housing incentive district act.
 3 Sec. 3. K.S.A. 12-5242 is hereby amended to read as follows: 12-
 4 5242. Except as otherwise provided, as used in K.S.A. 12-5241 through
 5 12-5251, and amendments thereto, and K.S.A. 12-5252 through 12-5258,
 6 and amendments thereto:

7 (a) "City" means the city of Topeka or any city incorporated in
 8 accordance with Kansas law:

9 (1) With a population of less than 60,000, as certified to the secretary
 10 of state by the director of the division of the budget on the previous July 1
 11 in accordance with K.S.A. 11-201, and amendments thereto; or

12 (2) ~~[for purposes of a project subject to section 1, and amendments~~
 13 ~~thereto, with a population of 60,000 or more, as certified to the secretary~~
 14 ~~of state by the director of the division of the budget on the previous July 1~~
 15 ~~in accordance with K.S.A. 11-201, and amendments thereto, except the city~~
 16 ~~of Topeka; or~~

17 ~~(3)~~ for purposes of a project as defined in K.S.A. 12-5249(a)(11), and
 18 amendments thereto, within a qualified census tract, "city" includes any
 19 city with a qualified census tract located within the city.

20 (b) "City housing authority" means any agency of a city created
 21 pursuant to the municipal housing law, K.S.A. 17-2337 et seq., and
 22 amendments thereto.

23 (c) "Corporation" means the Kansas housing resources corporation.

24 (d) "County" means any county organized in accordance with K.S.A.
 25 18-101 et seq., and amendments thereto:

26 (1) With a population of less than 80,000, as certified to the secretary
 27 of state by the director of the division of the budget on the previous July 1st
 28 in accordance with K.S.A. 11-201, and amendments thereto; or

29 (2) for purposes of a project as defined in K.S.A. 12-5249(a)(11), and
 30 amendments thereto, within a qualified census tract, "county" includes any
 31 county with a qualified census tract located within the county.

32 (e) "Developer" means the person, firm or corporation responsible
 33 under an agreement with the governing body to develop housing or related
 34 public facilities in a district.

35 (f) "District" means a rural housing incentive district established in
 36 accordance with this act.

37 (g) "Governing body" means the board of county commissioners of
 38 any county or the mayor and council, mayor and commissioners or board
 39 of commissioners, as the laws affecting the organization and status of
 40 cities affected may provide.

41 (h) "Housing development activities" means the construction or
 42 rehabilitation of infrastructure necessary to support construction of new
 43 residential dwellings and the actual construction of such residential

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