

SESSION OF 2024

SUPPLEMENTAL NOTE ON SENATE BILL NO. 362

As Recommended by Senate Committee on
Local Government

Brief*

SB 362 would remove the expiration date of July 1, 2024, on the Sedgwick County Urban Area Nuisance Abatement Act (Act).

[*Note:* The Act authorizes the Board of County Commissioners (Board) to order the removal or abatement of any nuisance from any property in the unincorporated area of Sedgwick County (County). All costs associated with the abatement are the responsibility of the property owner. Before the abatement process can begin, the Act requires the County to first obtain a conviction for a county code violation regarding the nuisance no more than 12 months before the issuance of the abatement order.

The Act does not apply to any land, structures, machinery and equipment, or vehicles used for agricultural activity as defined in continuing law to include growing or raising of horticultural and agricultural crops, hay, poultry, and livestock and the handling, storage, and transportation of agricultural commodities. The Act also excludes all real and personal property, machinery, equipment, stored grain, and agricultural input products that are owned or maintained by commercial grain elevators and agribusiness facilities.]

*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>

Background

SB 362 was introduced by the Senate Committee on Local Government at the request of Senator McGinn.

Senate Committee on Local Government

In the Senate Committee hearing, a representative of the Wichita-Sedgwick County Metropolitan Area Building and Construction Department provided **proponent** testimony. The proponent stated that, since the enactment of the Act, the Board of County Commissioners has not performed any abatement actions under the Act but noted that the county's authority to perform abatement actions has induced owners with possible nuisance properties to resolve any potential nuisance issues before the Board needed to take actions available to the Board through the Act.

No other testimony was provided.

Fiscal Information

According to the fiscal note provided by the Division of the Budget, the Kansas Association of Counties reports enactment of the bill would not have any fiscal effect on counties, and it would allow Sedgwick County to continue to operate as it has since the law was enacted.

Local government; Sedgwick County Urban Area Nuisance Abatement Act; sunset