

HOUSE BILL No. 2185

By Committee on Local Government

1-31

Proposed Amendments to HB 2185

By Rep. Phillips
Prepared by Mike Heim
Office of Revisor of Statutes
February 19, 2013

1 AN ACT concerning governmental organization; relating to consolidation;
2 amending K.S.A. 12-3901, 12-3902, 12-3903, 12-3904, 12-3909 and
3 19-205 and repealing the existing sections.

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

6 New Section 1. As used in sections 1 through 6, and amendments
7 thereto:

8 (a) "Board" means the board of county commissioners.

9 (b) "City" means any city.

10 (c) "Commission" means a consolidation study commission selected
11 pursuant to section 2, and amendments thereto.

12 (d) "County" means any county.

13 (e) "Political and taxing subdivision" means those subdivisions listed
14 in K.S.A. 12-3902, and amendments thereto, which are located entirely
15 within a county.

16 New Sec. 2. (a) The board of county commissioners of a county and
17 the governing body of any city or cities located within such county may
18 adopt a joint resolution providing for the establishment of a consolidation
19 study commission to prepare a plan for the consolidation of the county and
20 such city or cities located in such county, or the consolidation of offices,
21 functions, services and operations. If the governing body of a city within
22 the county does not adopt such joint resolution, such city shall not be
23 included within nor subject to the provisions of any consolidation plan in
24 regard to the status of such city as a separate entity from the county.

25 (b) As an alternative to subsection (a), the board of county
26 commissioners of a county and the governing body of any city or cities
27 located therein shall adopt a joint resolution providing for the
28 establishment of a consolidation study commission to prepare a plan as
29 provided in subsection (a) whenever the county election officer is
30 presented with a petition signed by not less than 10% of the qualified
31 electors of the county requesting a consolidation study commission be
32 appointed. The governing body of any city shall be required to adopt the
33 joint resolution whenever the petition presented to the county clerk
34 contains signatures of not less than 10% of the qualified electors of the
35 city. The petition shall contain the method to be used for the appointment
36 and the number of members of the consolidation study commission.

Where a city is located in more than one county, the term means the county which contains the largest population of the city.