

SESSION OF 2015

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2096

As Amended by House Committee on
Commerce, Labor and Economic Development

Brief*

HB 2096, as amended, would clarify that a restrictive covenant prohibiting the display of political yard signs on property owned by a resident in a property owners' association is void starting 45 days prior to an election and ending two days after the election. A property owners' association would be able to restrict the placement of political signs on common areas and facilities owned by the association.

Background

Testimony in favor of the bill was provided by an individual, a member of a property owners' association, who explained the statute does not differentiate between property owned by an individual and property owned by the association.

An individual provided opponent testimony, expressing concern the bill would lead to further ambiguities as to what a property owners' association could restrict.

The Committee on Commerce, Labor and Economic Development amended the bill by re-inserting the language proposed to be deleted pertaining to the display of flags or campaign signs on a limited common element adjoining a unit.

*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>.

According to the fiscal note prepared by the Division of the Budget, in consultation with the League of Kansas Municipalities, the bill would have no fiscal effect on state government or cities in Kansas.