

**HOUSE BILL No. 2506**

By Committee on Local Government

1-19

1 AN ACT concerning cities; relating to the rehabilitation of abandoned  
2 property; amending K.S.A. 2017 Supp. 12-1750 and 12-1756a and  
3 repealing the existing sections; also repealing K.S.A. 2017 Supp. 12-  
4 1756e.

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

6 Section 1. K.S.A. 2017 Supp. 12-1750 is hereby amended to read as  
7 follows: 12-1750. As used in this act:

8 (a) "Structure" means any building, wall or other structure.

9 (b) "Enforcing officer" means the building inspector or other officer  
10 designated by ordinance and charged with the administration of the  
11 provisions of this act.

12 (c) (1) "Abandoned property" means:

13 (A) ~~Any residential real estate for which taxes are delinquent for the~~  
14 ~~preceding two years and which has been unaccepted continuously by~~  
15 ~~persons legally in possession for the preceding 90 days; or~~

16 (2) (A) *Any residential real estate for which taxes are delinquent for*  
17 *the preceding two years that has been unoccupied continuously by persons*  
18 *legally in possession for the preceding 15 months and that has a blighting*  
19 *influence on surrounding properties, unless the exterior of the property is*  
20 *being maintained and the property is either the subject of a probate*  
21 *action, action to quiet title or other ownership dispute, or the property is*  
22 *subject to a mortgage; or*

23 (B) commercial real estate for which the taxes are delinquent for the  
24 preceding two years and which has a blighting influence on surrounding  
25 properties. "Commercial real estate" means any real estate for which the  
26 present approved use is other than one to four residential units or for  
27 agricultural purposes.

28 (2) "Abandoned property" shall not mean any real estate whose  
29 owner is known and has expressed in writing to the governing body a  
30 desire to retain ownership and maintain such real estate and has brought  
31 the property into code compliance within 90 days of such expressed desire.

32 (d) "Blighting influence" means conditions in such structure which  
33 are dangerous or injurious to the health, safety or ~~metals~~ *welfare* of the  
34 occupants of such buildings or other residents of the municipality ~~or which~~  
35 ~~have an adverse impact on properties in the area.~~ Such conditions may  
36

Proposed Amendments to HB 2506  
Senator Haley  
January 23, 2018  
Prepared by: Mike Heim  
Office of Revisor of Statutes

1 *thereto.*  
 2 ~~Sec. 3.~~ K.S.A. 2017 Supp. 12-1750, 12-1756a and 12-1756e are  
 3 hereby repealed.  
 4 ~~Sec. 4.~~ This act shall take effect and be in force from and after its  
 5 publication in the statute book.

New Sec. 3. No city or county shall impose an abandoned or vacant property fee or charge of any kind on real property that has become vacant. Any city ordinance or county resolution establishing an abandoned or vacant property fee is hereby declared void.