

SESSION OF 2004

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 447**

As Amended by Senate Committee on  
Transportation

**Brief\***

SB 447, as amended, clarifies the responsibilities for payment of costs for installing culverts and entrances along county roads, township roads, or city streets. The bill would:

- ! provide that where a ditch needs to be constructed along a public road and the existing property will be obstructed, the county engineer or township board would construct a culvert at the county's or township's expense;
- ! assess the cost of the culvert to the property owner when the property does not have a culvert and the installation is requested by the property owner;
- ! provide that if an additional culvert is requested by the property owner, the property owner may be responsible for paying for the costs of the culvert;
- ! make it illegal for any property owner or other person to construct a culvert or entrance without approval by the county engineer or city engineer; and
- ! fine violators between \$50 and \$100.

**Background**

SB 447 was requested and supported by Darryl Lutz, member, Kansas County Highway Association (KCHA). Mr. Lutz told the Senate Transportation Committee that SB 447 clarifies responsibilities for

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\*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>

payment of cost for installing culverts and entrances along county townships or city roads and streets.

The Senate Committee's amendment was technical.

This fiscal note prepared by the Division of the Budget indicates that SB 447 would have no fiscal effect on any state fund, and the Kansas Association of Counties states that the bill would simply update statutes.