

SESSION OF 2005

SUPPLEMENTAL NOTE ON SENATE BILL NO. 54

As Amended by Senate Committee on
Elections and Local Government

Brief*

SB 54 would nullify, from and after July 1, 2006, any provision of a restrictive covenant that requires the use of any particular roofing material in the construction or replacement of a roof which does not meet or exceed class C fire resistant standards.

The bill provides that a roofing material shall be deemed to comply with the requirements if it has been tested in accordance with one of three standards listed in the bill.

Background

The concept of the original bill was supported by Senator O'Connor, Representative Goico, the League of Kansas Municipalities, the Kansas Fire Service Alliance, and the City of Overland Park. Various amendments were proposed.

The City of Wichita endorsed the concept of allowing homeowners the ability to use fire resistant roofing materials in lieu of shake roofs which some restrictive covenants require.

The Senate Committee deleted provisions of the original bill which would have required the State Fire Marshal's Office to administer the law and establish standards for roofing materials.

The fiscal note, based on bill as introduced, estimated that an additional two full-time positions would be needed in the State Fire Marshal's Office at a cost of \$100,662 for FY 2006.

*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>