

SESSION OF 2025

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2340

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

Brief*

HB 2340 would amend current law to provide relief from certain pesticide remediation to certain property located in Johnson County.

The bill would prohibit a state agency or subdivision from issuing cleanup orders, seeking recovery of money, promulgating regulations or guidance, or otherwise requiring any person owning or possessing any interest in property previously owned by the U.S. Army that is located in Johnson County to be responsible for restrictions on use of such land or the costs of investigation, removal, or remediation of soil, groundwater, or surface water where legally registered pesticidal commercial chemical products were applied at or near structures on land to control pests by the U.S. Army at such property prior to 2005.

[*Note:* The property, Astra Enterprise Park, will contain the Panasonic battery production facility and other industrial and commercial sites related to the project.]

The bill would allow the provisions of the prohibition to be applied retroactively.

The bill would amend current law to exempt such property owners responsible for the discharge, abandonment, or disposal of hazardous substances from being responsible for the payment of the costs of investigation to determine whether remedial action is necessary at the site.

*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 <https://klrd.gov/>

Background

The bill was introduced by the House Committee on Commerce, Labor and Economic Development at the request of a representative of Astra Enterprise Park.

House Committee on Commerce, Labor and Economic Development

In the House Committee hearing, **proponent** testimony was provided by a representative of Sunflower Redevelopment, LLC, who generally stated the bill would clarify regulatory authority in this instance regarding commercial pesticides and assist with an economic development project.

Written-only proponent testimony was provided by representatives from Americans for Prosperity and the De Soto Chamber of Commerce.

Opponent testimony was provided by a representative of the Kansas Department of Health and Environment, who generally stated the bill would restrict the agency from the investigation, removal, or remediation of any contaminant; provide inconsistent standards; and could lead to the residential use of the property with no restrictions.

Written-only neutral testimony was provided by Burns & McDonnell Engineering Company.

Fiscal Information

A fiscal note was not available at the time the House Committee took action on the bill.

Commercial pesticides; remediation costs; property owner liability