

SESSION OF 2013

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2118

As Recommended by House Committee on
Local Government

Brief*

HB 2118 would delete provisions related to environs restrictions from historic property reviews.

Under current law, proposed projects within 500 feet of the boundaries of a historic property located in a city or within 1,000 feet of the boundaries of a historic property located in the unincorporated portion of a county are subject to historic design and appearance restrictions.

The bill would limit historic reviews conducted under the act to proposed projects that would directly involve, damage, or destroy a property included in the National Register of Historic Places or the State Register of Historic Places.

Background

Representative Bideau testified in support of the bill. He described the adverse effects on private property owners within a 500 foot (city) or 1,000 foot (county) radius of a historic property, who are subject to design and appearance restrictions in constructing a new improvement or modifying an existing structure on their own properties. Other conferees speaking in support of the bill included representatives of the City of Chanute and the Kansas Association of Realtors. Written testimony in support of the bill was received from the City of Humboldt; joint testimony from the Kansas Cooperative Council, Kansas Grain and Feed Association,

*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>

and Kansas Agribusiness Retailers Association; and from several members of the public.

Testimony in opposition to the bill was presented by a representative of William Morris Associates, who stated the bill would dilute the protection for a historic property by endangering its environment. Others testifying in opposition to the bill included representatives of the Burlingame Santa Fe Trail Association and the Lawrence Preservation Alliance. Written testimony in opposition was received from the American Institute of Architects.

A representative of the Kansas Historical Society provided neutral testimony on the bill.

The fiscal note prepared by the Division of the Budget indicated the Kansas Historical Society said passage of the bill would have no fiscal effect on the state budget.