



To: House Local Government Committee
From: Kim Winn, Deputy Director
Date: February 14, 2012
Re: Summary Publication Proposal

This memo is in response to questions posed last week regarding the proposed agreement between the League of Kansas Municipalities and the Kansas Press Association.

Building Codes. Representative Mah expressed concern about the publication of an ordinance serving as notice for individuals in areas outside the city limits where a city may be imposing building codes. Pursuant to K.S.A. 12-751 *et seq.*, cities may enforce building codes outside the city limits in certain circumstances (and only where counties have not acted to date). When a city adopts an ordinance to accomplish this, there is a petition opportunity for the individuals living in the unincorporated area. Therefore, LKM is requesting a simple amendment to our proposal as follows: ***If an ordinance is subject to petition pursuant to state law, then the summary shall contain a statement that the ordinance is subject to petition.***

Annexation. Representative Otto asked a similar question about notice with regard to annexations. Under both unilateral (K.S.A. 12-520 *et seq.*) and county-approved annexations (K.S.A. 12-521 *et seq.*) individuals with an interest in the annexation are personally notified of a pending annexation. Therefore, the ultimate adoption of an ordinance does not serve a notification purpose in this case.

Again, thank you for your consideration of this proposed legislation. Please let me know if there are any other questions that I can answer.