

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Commerce, Labor and Economic Development** recommends **HB 2314** be amended on page 2, in line 36, after the second "for" by inserting "sale and for";

On page 3, in line 8, after "for" by inserting "sale and for";

On page 4, following line 16, by inserting:

"(f) If the court determines the property is abandoned pursuant to subsection (e), the court shall order the property immediately sold without delay by public auction in the manner prescribed for sale of property at a judicial tax foreclosure sale pursuant to K.S.A. 79-2801 et seq., and amendments thereto, subject to the provisions of subsection (g). Proceeds of the sale shall be first allocated to court costs, fees and sale costs and then to satisfy any property tax debt. Any proceeds remaining shall be set aside for the property owner.

(g) (1) Any party, other than the petitioning city, may seek to purchase the property pursuant to a public auction under subsection (f). The party shall submit a rehabilitation plan for the property to the court and a petition for temporary possession of the property. A bid by the petitioning organization shall be governed by paragraph (2). The petition for temporary possession shall set forth the party's intent to rehabilitate the property and set forth evidence that the party has adequate resources to rehabilitate the property, but need not meet the petition requirements of subsection (a) or (b). For the purpose of developing such a plan, representatives of the party may be permitted entry onto the property by the court at such times and on such terms as the court may deem appropriate. If the court approves the party's rehabilitation plan and petition for temporary possession, and the party submits the winning bid for the property, the

court may grant temporary possession of the property to the party. The grant of title of the property to the party shall be contingent on the party successfully completing the plan of rehabilitation of the property approved by the court, as provided by subsection (h).

(2) The petitioning organization may, but shall not be required to, bid on the property at the public auction. If the petitioning organization submits the winning bid, the court may enter an order approving the rehabilitation plan of the petitioning organization and grant temporary possession of the property to the petitioning organization. The grant of title to the property to the petitioning organization, shall be contingent upon successful completion of the plan of rehabilitation of the property approved by the court, as provided by subsection (h).";

Also on page 4, in line 17, after "If" by inserting "no bid is approved by the court at the public auction pursuant to subsections (f) and (g), and if"; also in line 17, after "petition" by inserting "filed by the petitioning organization or by the governing body of a city pursuant to subsection (a) or (b)"; in line 18, after "plan" by inserting "submitted with the petition"; in line 27, by striking "an" and inserting "a designated or petitioning"; also in line 27, after "organization" by inserting "or the private party"; in line 36, after "organization" by inserting "or the private party";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

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Chairperson