

SESSION OF 2024

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2783

As Recommended by House Committee on
Federal and State Affairs

Brief*

HB 2783 would prohibit any state agency, city, or county from regulating or restricting the use or sale of motor vehicles based on the energy source used by the vehicle for propulsion or for powering other functions.

The bill would clarify its restrictions would not affect any policy established by a state agency or municipality for the purchase of vehicles for the use by such agency or municipality.

For purposes of the bill, the bill would define “municipality” as in the Tort Claims Act: any county, township, city, school district, or other political or taxing subdivision of the state, or any agency, authority, institution or other instrumentality thereof.

Background

The bill was introduced by the House Committee on Federal and State Affairs at the request of a representative of American Fuel and Petrochemical Manufacturers.

[*Note:* A companion bill, SB 471, was introduced in the Senate.]

*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>

House Committee on Federal and State Affairs

In the House Committee hearing on the bill, **proponent** testimony was provided by representatives of American Fuel and Petrochemical Manufacturers, Fuel True Independent Energy and Convenience, Kansas Independent Oil and Gas Association, and the Specialty Equipment Market Association. The proponents indicated the bill would prevent over-regulation and would allow drivers the freedom to choose the vehicle that best suits their needs. Additionally, the proponents stated the bill would ensure continued innovation and development of aftermarket motor vehicle parts.

Written-only proponent testimony was provided by representatives of the American Petroleum Institute, Consumer Energy Alliance, Kansas Corn Growers Association, Propane Marketers Association of Kansas, Renew Kansas Biofuels Association, and three private citizens.

Opponent testimony was provided a representative of the League of Kansas Municipalities, who stated concerns regarding constitutional home rule and local control because the bill would remove any ability for local consideration of whether the regulation of these vehicles is appropriate for a municipality.

Written-only opponent testimony was provided by a representative of the Johnson County Department of Health and Environment.

No other testimony was provided.

Fiscal Note

According to the fiscal note prepared by the Division of the Budget on the bill, the Kansas Department of Revenue, the Kansas Association of Counties, and the League of Kansas Municipalities indicate the enactment of the bill would have no fiscal effect.

Motor vehicles; internal combustion engines; gasoline; electric vehicles; purchase policies; energy source; sale of motor vehicles; state agency; municipality