

HOUSE BILL No. 2736

By Representative Huebert
(By request)

2-5

AN ACT concerning water and sewer service; relating to nonpayment of service charges; prohibiting refusal of service to real property or placing a lien on real property under certain circumstances.

Be it enacted by the Legislature of the State of Kansas:

Section 1. A municipality, water utility, water company or other entity providing water service shall not:

(a) Refuse water or sewer service to the owner of real property for failure to pay outstanding charges on an account for water or sewer service to such property unless: (1) The property owner signed the service agreement on the account or agreed orally at the time the service was established to be responsible for the account; or (2) the person who signed the service agreement, or agreed orally at the time service was established to be responsible for the account, and the property owner lived together when the charges were incurred; or

(b) place a lien on real property for failure to pay outstanding charges on an account for water or sewer service to such property, or otherwise collect or attempt to collect such charges from the owner of real property, unless: (1) The property owner signed the service agreement on the account or agreed orally at the time the service was established to be responsible for the account; or (2) the person who signed the service agreement, or agreed orally at the time service was established to be responsible for the account, and the property owner lived together when the charges were incurred.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.