

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: Senate Committee on Utilities  
From: Office of Revisor of Statutes  
Date: January 27, 2022  
Subject: Senate Bill 324 – Bill Brief

Senate Bill 324 would amend K.S.A. 58-2272 to provide that a wind or solar lease or easement shall be void if, within five years after the execution of the lease or easement, the property does not yet have a certificate of site compatibility or conditional use permit issued, if required, and does not have a transmission interconnection request that is in process and not under suspension.

Additionally, a lease or easement would be presumed to be abandoned after a 36-month period with no construction or operation of the facility, unless the developer, owner or operator of the facility files a plan with the board of county commissioners outlining the steps and schedule for continuing construction or operation of the facility within such period. If such entity does not file such a plan, the landowner may mail a written intent to terminate the lease or easement to such entity. If the entity fails to provide a written objection within 60 days following receipt of such notification, the landowner may file a notice of termination with the register of deeds in the county where the property is located to terminate such lease or easement.