

SENATE BILL No. 400

By Committee on Federal and State Affairs

2-8

1 AN ACT concerning municipalities; relating to landlords and tenants;
2 amending K.S.A. 12-16,123 and repealing the existing section.

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

5 Section 1. K.S.A. 12-16,123 is hereby amended to read as follows:
6 12-16,123. (a) As used in this section, "municipality" means any city or
7 county or agency, department or other division of a city or county.

8 (b) Except as provided by subsection (c) and as necessary to comply
9 with the Kansas offender registration act, K.S.A. 22-4901 et seq., and
10 amendments thereto, no municipality shall adopt or enforce an ordinance
11 or resolution which requires any landlord to provide to such municipality a
12 list of names of any tenants of such landlord.

13 (c) A municipality may require a landlord to provide to the
14 municipality a list of the names of tenants occupying the landlord's
15 property if: ~~(1) The city has adopted a rental licensing ordinance~~
16 ~~requiring owners of single family dwellings in residential zoning districts~~
17 ~~to obtain an annual rental licensing permit prior to leasing, subleasing,~~
18 ~~renting or allowing the occupancy of such dwelling to another natural~~
19 ~~person or natural persons, unrelated to the owner; or (2) the city has~~
20 ~~issued~~ a citation for a violation of an ordinance or resolution adopted to
21 protect the public health, safety or welfare has ~~occurred on~~ **been issued for**
22 **such property. If the citation is issued for a violation of an ordinance or**
23 **resolution related to the occupancy of the property, then such list shall**
24 **not be required to be provided until at least 10 days following the date of**
25 **the issuance of the citation. For any citation issued for a violation of an**
26 **ordinance or resolution that is not related to the occupancy of the**
27 **property, such list shall not be required to be provided until at least 30**
28 **days following the date of the issuance of a citation. Such list shall not be**
29 **required if the landlord complies with the provisions of such ordinance or**
30 **resolution.**

31 Sec. 2. K.S.A. 12-16,123 is hereby repealed.

32 Sec. 3. This act shall take effect and be in force from and after its
33 publication in the statute book.