

HOUSE BILL No. 2665

By Committee on Appropriations

AN ACT concerning city and county inspections of ~~rental-residential~~ properties.

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

Section 1. (a) No city or county shall ~~establish~~ adopt, enforce or maintain a rental-residential property licensing ordinance or resolution which includes a requirement for periodic interior inspections of privately owned ~~rental-residential~~ property for city or county code violations unless the ~~city or county has first obtained a search warrant from the court~~ lawful occupant has consented to such interior inspections. This subsection shall not apply to inspections of mixed-use residential and commercial property.

(b) ~~Any city or county provision in a rental property licensing ordinance or resolution which requires periodic inspections without the property owner's consent or without first obtaining a search warrant from the court, shall be unenforceable and null and void.~~

(c) ~~Any tenant~~ lawful occupant residing in privately owned residential housing located within the corporate limits of a city may request an inspection at any time by the city or, if the property is located in the unincorporated area of the county, by the county to determine code violations. ~~No such inspection shall be conducted if the tenant is subject to an eviction proceeding. No such inspection shall take place until the owner of the property is notified of the inspection.~~

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