

SENATE BILL No. 366

By Committee on Commerce

1-26

Proposed Amendments for SB No. 366
For House Committee on Commerce, Labor and
Economic Development
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Office of Revisor of Statutes
March 14, 2016

1 AN ACT relating to economic development; concerning price controls on
2 the purchase or sale of private residential or commercial property;
3 amending K.S.A. 12-16,120 and repealing the existing section.
4

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

6 Section 1. K.S.A. 12-16,120 is hereby amended to read as follows:
7 12-16,120. (a) No political subdivision of this state, including, but not
8 limited to, a county, municipality or township, shall enact, maintain or
9 enforce any ordinance or resolution that would have the effect of
10 controlling the amount of rent charged or the purchase price agreed upon
11 between the parties to the transaction for ~~leasing private the lease or~~
12 ~~purchase of privately-owned residential or commercial property.~~

13 (b) This section shall not impair the right of any ~~tenant unit of~~
14 ~~government political subdivision~~ to manage and control *commercial or*
15 *residential property in which such ~~tenant unit of government political~~*
16 *subdivision has a property an ownership interest.*

17 Sec. 2. K.S.A. 12-16,120 is hereby repealed.

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

(c) This section shall not impair the right of any owner of privately owned property to enter into a voluntary agreement with a political subdivision to agree to requirements that would have the effect of controlling the amount of rent charged or the purchase price agreed upon between the parties to the transaction for the lease or purchase of privately owned property in return for grants or incentives provided by the political subdivision to the owner of privately owned property.

(d) No political subdivision shall require any owner of privately owned property to agree to any requirements that would have the effect of controlling the amount of rent charged or the purchase price agreed upon between the parties to the transaction for the lease or purchase of privately owned property, as a condition for consideration or approval of:

- (1) Any building permit or plat; or
- (2) any request for a zoning regulation, boundary, classification or a conditional use permit, or for a change or variance in a zoning regulation, boundary, classification or a conditional use permit.