

KANSAS OFFICE of
REVISOR of STATUTES

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MEMORANDUM

To: Chairwoman McGinn and members of the Senate Ways and Means Committee
From: David Wiese, Assistant Revisor
Date: April 4, 2017
Subject: **SB 240, Authorizing a land purchase in Sherman county by the Department of Wildlife, Park and Tourism.**

Senate Bill No. 240 authorizes the Secretary of Wildlife, Parks and Tourism to acquire by purchase three tracts of land in Sherman County, Kansas. The total amount of land purchased is 1,078 acres more or less. Current law requires that for proposed land purchases of 160 acres or more an act of the legislature is needed to authorize such purchase or the purchase may be approved by the state finance council when the legislature is not in session.

Senate Bill No. 240 also requires that prior to payment for the land purchase the secretary must determine that the requirements of K.S.A. 32-833 have been met. Under K.S.A. 32-833 the secretary must:

- (1) Certify that the land proposed to be purchased complies with the Kansas noxious weed law and has consulted with the county weed supervisor to develop a written plan for controlling and managing noxious weeds on the land;
- (2) Agree to make payment in lieu of taxes comparable to the ad valorem tax payments of surrounding lands for any land purchased that is exempt from payment of ad valorem taxes; and
- (3) Develop a management plan for the property to be purchased.

Additionally, the bill exempts the purchase from the provisions of K.S.A. 75-3043a (appraisal requirements) and K.S.A. 75-3739 (competitive bid procedures and purchasing authority requirements).

In the event the secretary determines the legal description of the parcel described in this bill is incorrect, the secretary may purchase utilizing the correct legal description.

The bill becomes effective upon publication in the Kansas register.