

Approved

Ivan Sand
Date

MINUTES OF THE House COMMITTEE ON Local Government

The meeting was called to order by Representative Ivan Sand at
Chairperson

1:30 XX a.m./p.m. on February 8, 1983 in room 521-S of the Capitol.

All members were present except:

Representative Turnquist
Representative Roper (Excused)

Committee staff present:

Theresa Kiernan, Revisor of Statutes Office
Mike Heim, Revisor of Statutes Office
Jeanne Mills, Secretary to the Committee

Conferees appearing before the committee:

Representative Erne
Jim Kaup, League of Kansas Municipalities
Representative Aylward

Chairman Ivan Sand called the meeting to order.

Representative Erne was present to request bill draft 3 RS 0016 be introduced as a Committee bill. A copy of that draft is attached (See Attachment I). This bill would decrease the cost of publication of all real estate subject to sale by eliminating the publication of addresses. Representative M. J. Johnson made the motion, seconded by Representative R. D. Miller, for the Committee to introduce draft 3 RS 0016 as a Committee bill by request. Motion carried. The Chairman stated he would request the bill be referred back to the Committee for hearing.

HB 2168 - AN ACT concerning the compilation, revision and recodification of municipal ordinances; amending K.S.A. 12-3015 and repealing the existing section.

Mike Heim, of the staff, gave a brief overview (See Attachment II).

Jim Kaup, League of Kansas Municipalities, was present to give background.

The Chairman referred to HB 2028 (Zoning; notification by mail of public hearing thereon). Staff explained amendments made on January 26, 1983, by the Committee.

Representative Aylward was present on behalf of the Saline County Planning Commission. She referred to line 81 and asked for clarification when a change is made in the text if notification should be made. Discussion followed. Representative Love made a conceptual motion in HB 2028 to clarify language so to delete notification when a change is made in the text. Motion died for lack of a second. Representative Francisco made the motion, seconded by Representative Wunsch, to amend HB 2028 to clarify language beginning in line 81 to conform with statutes governing city zoning. Discussion followed. Motion carried. The Chairman asked staff to bring back a balloon copy of this language before final action is taken on the bill.

Representative Dean made the motion, seconded by Representative M. J. Johnson, to approve the minutes of the January 26, 1983, meeting as printed. Motion carried.

Meeting adjourned.

ATTACHMENT I

HOUSE BILL NO. _____

By Representative Erne

AN ACT concerning publication of certain legal notices; amending K.S.A. 1982 Supp. 79-2302 and repealing the existing section.

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

Section 1. K.S.A. 1982 Supp. 79-2302 is hereby amended to read as follows: 79-2302. ~~Between the first and tenth of July in~~ 1 and July 10 of each year, the county treasurer shall prepare a list of all real estate subject to sale, describing the real estate in the same manner as described of record in the office of the county clerk or the register of deeds of the county in which the real estate is ~~situated~~ located. The county treasurer also shall prepare an accompanying notice stating that the county treasurer will sell the real estate described in the list to the county for the amount of the delinquent taxes and legal charges due on the real estate and that the sale will be on or after the first Tuesday of September following publication of the notice under K.S.A. 1982 Supp. 79-2303 ~~and amendments thereto~~. The list shall show the names of the owners of the real estate, as shown of record in the office of the county clerk or the register of deeds of the county in which the real estate is ~~situated~~ located, the description ~~and address~~ of each tract or parcel of land, ~~the amount of unpaid taxes for state, county, township, school, city or other purposes listed individually for each tax levying unit~~ and the total of the amount of unpaid taxes upon each such tract or parcel. If any county treasurer at any time discovers that any tract or lot of real estate has not been put on the list of delinquent taxes and not sold for any preceding year, the treasurer shall be required to place the omitted tract or lot on the list of delinquent taxes for the current year and sell the

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tract or lot as directed by this act in other cases.

Sec. 2. K.S.A. 1982 Supp. 79-2302 is hereby repealed.

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

MEMORANDUM

ATTACHMENT II

February 7, 1983

TO: House Local Government Chairman
FROM: Mike Heim, Kansas Legislative Research Department
RE: H.B. 2168

H.B. 2168 amends a statute dealing with the compilation, revision and recodification of municipal ordinances. The bill strikes the requirement that 50 copies of the codification must be published and adds the requirement that at least three copies of the published books shall be kept on file in the office of the city clerk for public inspection during reasonable business hours.

The bill is effective upon publication in the Kansas Register.

MH/db

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