

Approved 2/29/84
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS

The meeting was called to order by Senator Edward F. Reilly, Jr. at
Chairperson

11:00 a.m. ~~p.m.~~ on February 22, 1984 in room 254-E of the Capitol.

All members were present except: Senators Vidricksen and Senator Winter, who were excused.

Committee staff present: Russell Mills, Legislative Research
Emalene Correll, Legislative Research
June Windscheffel, Secretary to the Committee

Conferees appearing before the committee:
Representative Dale Sprague
Mick Quinn, Kansas Society of Land Surveyors
Murray L. Rhodes, State Land Survey Advisory Committee
Kimberli Brown, Office of Secretary of State

HB2599 - Vesting title of abandoned property of Free Methodist Church in Great Plains Annual Conference of Free Methodist Church.

The Chairman introduced Representative Dale Sprague who appeared as the author of HB2599. Representative Sprague passed out copies of a letter from Robert F. Stover, Attorney for the Great Plains Annual Conference of the Free Methodist Church of North America. Mr. Stover's letter is a part of these Minutes as Attachment #1. His letter states that there are a number of abandoned church properties of the Free Methodist Church of North America within the State of Kansas and that this legislation will make it possible to convey title to the property. Representative Sprague answered questions from the Committee and stated that there had been no opposition to this bill when it was considered in the House.

Senator Francisco moved to amend HB2599 by striking the words "statute book" in line 75 and inserting in lieu thereof "Kansas register." 2d by Senator Meyers. Motion carried. Senator Francisco moved to report HB2599 as amended favorably. 2d by Senator Parrish. Motion carried.

HB2603- Land surveys; filing with Secretary of State.

Mick Quinn appeared and spoke in favor of of HB2603. A copy of his remarks is a part of these Minutes as Attachment #2.

The Chairman introduced Murray Rhodes who also appeared as a proponent of HB2603. A prepared statement from him is attached to these Minutes as Attachment #3.

Kimberli Brown, in appearing for Jon Josserand, Assistant Secretary of State, stated that they approve the bill as it is printed.

Senator Gannon moved that HB2603 be recommended favorably. 2d by Senator Pomeroy. Motion carried.

Senator Pomeroy moved that the Minutes of February 15, 1984, be approved. 2d by Senator Francisco. Motion carried. Senator Pomeroy then inquired if representatives of the Kansas Bureau of Investigation and the Kansas Highway Patrol had been asked to appear concerning Committee review of the National Crime Network. The Chairman said that they have been scheduled to appear: tentatively in early March.

The meeting adjourned at 11:50 a.m.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

Attachment #1
2/22/84

ROBERT F. STOVER

ATTORNEY AT LAW

214 MILLS BLDG. P. O. BOX 1232

MCPHERSON, KANSAS 67460

PHONE: 316-241-3443

January 13, 1984

Hon. Dale Sprague
House of Representatives
State Capitol Building
Topeka, Kansas 66612

Dear Representative Sprague:

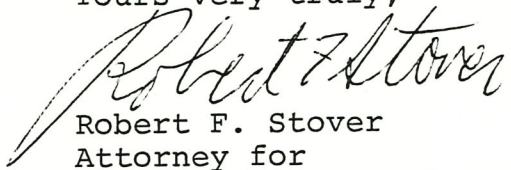
I have previously submitted to you the proposed legislation House Bill No. 2599, for the Great Plains Conference of the Free Methodist Church of North America, a Church Corporation.

There are within the state of Kansas several abandoned church properties of the Free Methodist Church of North America and several installment contracts pending for the sale of real estate. In order to convey title to the property, it is requested that House Bill 2599 be introduced and passed by the 1984 Legislature. This will vest the title to these properties in the Great Plains Annual Conference of the Free Methodist Church of North America, a corporation of McPherson, Kansas.

This bill is similar to other statutes in K.S.A. 17-1711 et seq. It establishes the vesting of title in Section 1, transfer when church extinct in Section 2, and procedure for transfer of property in Section 3.

We thank you for your assistance in the introduction and passage of this legislation.

Yours very truly,



Robert F. Stover
Attorney for
Great Plains Annual Conference of
the Free Methodist Church of North
America.

Attachment #1

2/22/84
Attachment #2

Re: Federal and State Affairs
Senate Committee Meeting
Concerning HB-2603 by
Representative Heinemann

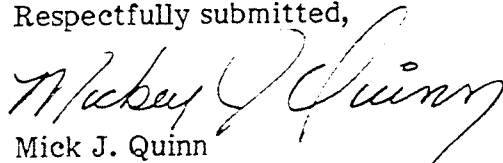
I appeared in front of the Committee in favor of the referenced bill. At that time I gave a brief history of the legislation which created the statutes requiring the recordation of surveys (58-2006 thru 58-2011). We surveyors were not completely aware of some of the physical parameters concerning copying of survey plats. During the development of the system for recording the documents, we became aware of these physical restraints, which in turn became economic restraints.

We also became aware of some surveyors concerns about the client - surveyor relationship and the fact that releasing information to the public which may not be in the client's best interest could create some legal exposure.

These factors combined with the fact that we can obtain the necessary information to perpetuate government section corners by requiring a report of survey rather than the actual plat, have resulted in the subject bill which revises the prior statute.

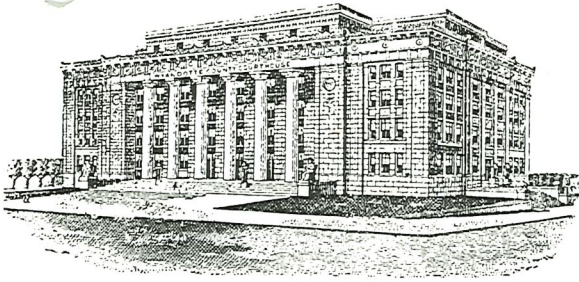
At this point I introduced Murray Rhodes, the Legislative Chairman of the Kansas Society of Surveyors and the Chairman of the Kansas Land Survey Advisory Committee.

Respectfully submitted,


Mick J. Quinn

MJQ:ms

Ack. 2



OFFICE OF
MURRAY RHODES
COUNTY SURVEYOR
COURT HOUSE
KANSAS CITY, KANSAS 66101
PHONE 573-2941
44



MURRAY L. RHODES
REGISTERED LAND
SURVEYOR
PHONE 371-5300

2/22/84
Attachment #3

POSITION STATEMENT ON HOUSE BILL 2603

The Kansas State Land Survey Advisory Committee is a proponent of House Bill 2603 for the amendment to K.S.A. 53-2011 for the following primary reasons.

This first reason would be administrative in nature. Survey sheet sizes (maps, plats, certificates of survey) vary in a fairly broad range; from eight and a half inches to eleven inches, and to some four feet by eight feet. It was felt one sheet size should be used for reporting. This was done because the budget cannot now accommodate the necessary costly equipment needed to microfilm or copy surveys. In addition, the present equipment in the Secretary of State's Office can be used, i.e. microfilming and computer equipment for organization and rapid retrieval of survey information at a low cost on legal size sheets.

The second reason for the change was for maintaining the professional privacy between the surveyor and the client, or privity. In addition, the report of survey would verbalize most elements of the survey without disclosing encroachments or areas of possible litigation. Persons wishing to obtain copies of the survey could do so by contacting the surveyor through private or legal means, thereby giving access to the public for needed information.

The proposed amendments are shown on lines 23 and 24.

Respectfully submitted,

Murray L. Rhodes
Wyandotte County Surveyor
Chairman of the State Land
Survey Advisory Committee