AN ACT concerning the department of wildlife and parks; relating to public use of cabins on state land [amending K.S.A. 2010 Supp. 32-833 and repealing the existing section].

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

[New] Section 1. (a) The secretary of the department of wildlife and parks is authorized, with the approval of the Kansas wildlife and parks commission, to establish fees for the public use of cabins owned or operated by the department. At a public meeting, the secretary, with consideration by the commission, shall set an amount for each fee that encourages use of such cabins and that enables the department to maintain and operate such cabins.

(b) Such fees as described in subsection (a) shall not exceed:

(1) A maximum of $250 per night;
(2) a maximum of $1,500 per week; and
(3) a maximum of $5,000 per month.

(c) Fees for the use of cabins owned and operated by the department of wildlife and parks shall be exempt from the provisions of K.S.A. 77-415 through 77-437, and amendments thereto.

[Sec. 2. K.S.A. 2010 Supp. 32-833 is hereby amended to read as follows: 32-833. (a) (1) Notwithstanding the provisions of subsection (f) of K.S.A. 32-807, and amendments thereto, or any other provisions of law to the contrary, the secretary of wildlife and parks shall not purchase any land unless:

(A) The secretary of wildlife and parks has certified that the land proposed to be purchased is in compliance with the provisions of article 13 of chapter 2 of the Kansas Statutes Annotated, and amendments thereto, concerning control and management of noxious weeds after consultation with the county weed supervisor and has developed a written plan for controlling and managing noxious weeds on the land to be purchased;

(B) the secretary of wildlife and parks shall agree to make payment of moneys in lieu of taxes comparable to the ad valorem tax payments of surrounding lands for any land purchased which is exempt from the payment of ad valorem taxes under the laws of the state of Kansas; and
(C) the secretary of wildlife and parks has developed a
management plan for the property proposed to be purchased.

(2) In addition to the requirements prescribed by this section and
otherwise by law, any proposed purchase of a tract or tracts of land
which are greater than 640 acres in the aggregate shall be subject
to approval by act of the legislature, either as a provision in an
appropriation act pertaining to the specific property to be purchased
or by any other act of the legislature that approves the acquisition of
the specific property proposed to be purchased, or by approval by the
state finance council acting on this matter which is hereby characterized
as a matter of legislative delegation and subject to the guidelines
prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto.

(3) The provisions of this subsection shall not apply to any purchase
of land owned by a private individual by the secretary if such purchase
price is an amount which is less than such land's appraised valuation.

(b) (1) Notwithstanding the provisions of subsection (f) of K.S.A.
32-807, and amendments thereto, or any other provisions of law to the
contrary, the secretary of wildlife and parks shall adopt guidelines and
procedures prescribing public notice requirements that the secretary
shall comply with before the selling of any land which shall include,
but not be limited to, the following:

(A) A written notice shall be posted in a conspicuous location on
such land stating the time and date of the sale, or the date after which
the land will be offered for sale, and a name and telephone number of
a person who may be contacted concerning the sale of such land;

(B) the secretary shall cause to be published in a newspaper of
general circulation in the county the land is located once a week for
three consecutive weeks, the secretary's intent to sell the land which
shall include a legal description of the land to be sold, the time and
date of the sale or the date after which the land will be offered for sale,
the general terms and conditions of such sale, and a name and
telephone number of a person who may be contacted concerning the
sale of such land; and

(C) the secretary shall publish in the Kansas register public
notice of the secretary's intent to sell the land which shall include a
legal description of the land to be sold, the time and date of the sale or
the date after which the land will be offered for sale, the place of the
sale, the general terms and conditions of such sale, and a name and
telephone number of a person who may be contacted concerning the
sale of such land.

(2) The secretary shall have the land appraised by three
disinterested persons. In no case shall such land be sold for less than
the average of its appraised value as determined by such disinterested
persons.

(3) The secretary shall list such land with a real estate agent who is licensed by the Kansas real estate commission as a salesperson under the real estate brokers' and salespersons' license act, and who shall publicly advertise that such land is for sale.

(4) Prior to closing the transaction on a contract for the sale of such land, the secretary shall cause a survey to be conducted by a licensed land surveyor. Such survey shall establish the precise legal description of such land and shall be a condition precedent to the final closing on such sale.

(c) Any disposition of land by the secretary shall be in the best interest of the state.

[Sec. 3. K.S.A. 2010 Supp. 32-833 is hereby repealed.]

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