

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H.B. 370
Mar 20, 2013
HOUSE PRINCIPAL CLERK

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HOUSE DRH30205-MD-59B* (03/12)

Short Title: Shorten Review Period/State Property Sales.-AB (Public)

Sponsors: Representatives G. Graham and Brody (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO SHORTEN THE REVIEW PERIOD FOR POTENTIAL DISPOSITIONS OF
3 STATE-OWNED REAL PROPERTY.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 146-28 reads as rewritten:

6 "**§ 146-28. Agency must file application with Department; Department must investigate.**

7 Any State agency desiring to sell, lease, or rent any land owned by the State or by any State
8 agency shall file with the Department of Administration an application setting forth the facts
9 relating to the proposed transaction, and shall furnish the Department with such additional
10 information as the Department may request relating thereto. ~~Upon~~ Within 60 days of receipt of
11 such an application, the Department of Administration shall ~~promptly~~ investigate all aspects of
12 the proposed transaction, including particularly present and future State need for the land
13 proposed to be conveyed, leased, or ~~rented~~ rented, and shall determine whether or not it is in
14 the best interest of the State that the land be sold, leased, or rented."

15 SECTION 2. G.S. 146-29 reads as rewritten:

16 "**§ 146-29. Procedure for sale, lease, or rental.**

17 If, after investigation, the Department of Administration determines that it is in the best
18 interest of the State that land be sold, leased, or rented, the Department shall within 30 days of
19 that determination proceed with its sale, lease, or rental, as the case may be, in accordance with
20 rules adopted by the Governor and approved by the Council of State. If an agreement of sale,
21 lease, or rental is reached, the proposed transaction shall then be submitted to the Governor and
22 Council of State for their approval or disapproval. Every conveyance in fee of land owned by
23 the State or by any State agency shall be made and executed in the manner prescribed in
24 G.S. 146-74 through 146-78."

25 SECTION 3. This act becomes effective October 1, 2013.

