2016 Regular Session



HOUSE BILL NO. 1150 (Substitute for House Bill No. 1122 by Representative L. Harris)

BY REPRESENTATIVE LANCE HARRIS

1	AN ACT
2	To amend and reenact R.S. $48:221(A)(2)$ , relative to property acquired by the Department
3	of Transportation and Development; to provide relative to the method by which the
4	Department of Transportation and Development disposes of certain property; and to
5	provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 48:221(A)(2) is hereby amended and reenacted to read as follows:
8	§221. Acquisition of balance of land in certain cases; disposition; exchange; excess
9	property
10	А.
11	* * *
12	(2)(a) When the department has acquired property in excess of the width or
13	area required for departmental purposes or determines that certain property is no
14	longer needed for its purposes, such property may be sold to the highest bidder after
15	advertisement for bids twice within a thirty-day period provided the final
16	advertisement appears at least fifteen days prior to sale in the official journal of the
17	parish in which the property is located. However, the secretary shall offer to sell
18	such property at a private sale to the vendor or said the vendor's successors in title
19	who sold such property to the department upon payment of its present appraised
20	market value. However, the secretary shall first offer to sell such property to the said
21	vendor's successors in title, or to the owner of the land whose property or any portion
22	thereof is separated from a highway by such excess area, upon payment of the
23	present appraised market value.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

### **ENROLLED**

1	(b) Notwithstanding any provision of law to the contrary, when the
2	department has amicably acquired property that was identified as an uneconomic
3	remainder at the time of acquisition, there shall be no obligation to offer such
4	property at private sale to the vendor or the vendor's successors in title. This
5	Subparagraph shall apply only to property amicably acquired subsequent to July 1,
6	<u>2016.</u>
7	* * *
8	Section 2. This Act shall become effective July 1, 2016.

### SPEAKER OF THE HOUSE OF REPRESENTATIVES

# PRESIDENT OF THE SENATE

# GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_