

Senate Bill 195

Sponsored by Senator NELSON; Representatives JENSON, G SMITH (at the request of Morrow County Commissioners) (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Repeals statutes related to Space Age Industrial Park.

A BILL FOR AN ACT

1
2 Relating to the Space Age Industrial Park; amending ORS 270.100; and repealing ORS 273.382,
3 273.384, 273.386 and 273.388.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. ORS 273.382, 273.384, 273.386 and 273.388 are repealed.**

6 **SECTION 2.** ORS 270.100 is amended to read:

7 270.100. (1)(a) Before offering for sale any real property or equitable interest therein owned by
8 the state, the state agency acting for the state in such transaction shall report its intent of sale or
9 transfer to the Oregon Department of Administrative Services. The department, or the agency spe-
10 cifically designated by the department, shall notify other state agencies authorized to own real
11 property of the intended sale or transfer to determine whether acquisition of the real property or
12 interest therein would be advantageous to another state agency.

13 (b) The department shall give political subdivisions, as defined in ORS 271.005, the first oppor-
14 tunity after other state agencies to acquire, purchase, exchange or lease real property to be sold
15 or disposed of by the State of Oregon. The state agency responsible for selling or transferring the
16 property may require at the time of the sale or transfer that any state real property sold or trans-
17 ferred to a political subdivision, as defined in ORS 271.005, shall be for use for a public purpose or
18 benefit, and not be for resale to a private purchaser.

19 (c) If property is not disposed of under paragraph (a) or (b) of this subsection, in accordance
20 with rules adopted by the department, the state agency desiring to sell or transfer the property shall
21 cause it to be appraised by one or more competent and experienced appraisers. Except as provided
22 in ORS 273.825, if such property has an appraised value exceeding \$5,000 it shall not be sold to any
23 private person except after notice calling for such proposals as set forth in ORS 270.130.

24 (d) The department shall adopt rules to carry out the provisions of this section.

25 (2) Before acquisition of any real property or interest therein by any state agency, except for
26 highway right of way acquired by the Department of Transportation and park properties acquired
27 by the State Parks and Recreation Department and property within the approved projected campus
28 boundaries for institutions of the Oregon University System, the state agency shall report its intent
29 of acquisition to the Oregon Department of Administrative Services. The department shall notify
30 other state agencies owning land of the intended acquisition to determine whether another state
31 agency desires to sell or transfer property which would meet the needs of the purchasing agency.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 In accordance with rules adopted by the Oregon Department of Administrative Services, if no other
2 state agency desires to sell or transfer property which would meet the needs of the agency, the
3 agency may acquire the real property or interest therein, consistent with applicable provisions of
4 law.

5 (3) Before any terminal disposition of real property or an interest in real property, the state
6 agency acting for the state in the transaction must secure approval of the transaction from the
7 Oregon Department of Administrative Services.

8 (4) Subsection (3) of this section does not apply to terminal disposition of the following real
9 property:

10 (a) Property controlled by the State Department of Fish and Wildlife;

11 (b) State forestlands controlled by the State Forestry Department;

12 (c) Property controlled by the Department of Transportation;

13 (d) Property controlled by the Department of State Lands;

14 (e) Property controlled by the Oregon University System;

15 (f) Property controlled by the legislative or judicial branches of state government; and

16 (g) Property controlled by the State Parks and Recreation Department.

17 (5) Notwithstanding the provisions of subsection (4) of this section, prior approval by the Oregon
18 Department of Administrative Services is required for the terminal disposition of public land for less
19 than the fair market value of that land.

20 (6) The provisions of ORS 184.634, 270.005 to 270.015, 270.100 to 270.190, 273.416, 273.426 to
21 273.436, 273.551 and 308A.709 (1) to (4) do not apply to a home or farm acquired, sold, or both, by
22 the Department of Veterans' Affairs under ORS 88.720, [273.388,] 406.050, 407.135, 407.145, 407.375
23 and 407.377.