

SENATE BILL NO. 412

BY SENATOR DONAHUE

1 AN ACT

2 To enact Part XI-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes  
3 of 1950, to be comprised of R.S. 39:332.1, relative to property control; to create the  
4 State Buildings and Lands Highest and Best Use Advisory Group; to provide for  
5 duties and responsibilities; to provide for an effective date; and to provide for related  
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Part XI-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised  
9 Statutes of 1950, comprised of R.S. 39:332.1, is hereby enacted to read as follows:

10 **PART XI-A. STATE BUILDINGS AND LANDS HIGHEST**

11 **AND BEST USE ADVISORY GROUP**

12 **§332.1. State Buildings and Lands Highest and Best Use Advisory Group;**  
13 **creation**

14 **A. The State Buildings and Lands Highest and Best Use Advisory Group,**  
15 **hereinafter referred to as the "Advisory Group" is hereby created to be**  
16 **composed of the director of the office of facility planning and control, the**  
17 **director of the office of state lands, the director of the office of risk**  
18 **management, and the director of the office of statewide reporting and**  
19 **accounting policy or their designees.**

20 **B. The Advisory Group shall advise the commissioner of administration**  
21 **on all matters relating to state-owned property and development opportunities**  
22 **for the state to enter into public-private development partnerships with private,**  
23 **non profit or public partners, chosen by competitive bid, in order to develop**  
24 **and manage state-owned real estate in a manner that achieves the highest and**  
25 **best use of the property.**

26 **C.(1) By the first of November each year, each agency in the executive**  
27 **branch, including each higher education agency which is funded or proposed**

1 by the Board of Regents to be funded through the higher education funding  
 2 formula, working in cooperation with the parish planning authority or parish  
 3 governing authority of the parish in which the property is located, shall report  
 4 to the Advisory Group any land or buildings under the control of such agency  
 5 that, in the estimation of the agency, is being underutilized or may represent an  
 6 opportunity to be developed in accordance with the highest and best use of the  
 7 property.

8 (2) The Advisory Group shall review and analyze the various reports and  
 9 shall, not later than January fifteenth of each year, make recommendations to  
 10 the commissioner of administration regarding which properties present the  
 11 most promise for development including public-private development.

12 (3) The commissioner shall review the list of properties recommended  
 13 by the Advisory Group and finalize the list of properties by accepting the list or  
 14 by removing properties from the list. At the regular March meeting of the Joint  
 15 Legislative Committee on the Budget, the commissioner of administration shall  
 16 present the final list of such properties with a plan for the development of the  
 17 highest and best use of such properties.

18 Section 2. This Act shall become effective on July 1, 2010; if vetoed by the governor  
 19 and subsequently approved by the legislature, this Act shall become effective on July 1,  
 2010, or on the day following such approval by the legislature, whichever is later.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

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