

SENATE BILL 1243

By Campfield

AN ACT to amend Tennessee Code Annotated, Title 8;
Title 12, Chapter 2 and Title 33, relative to the
former Lakeshore Mental Health Institute property.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 12-2-117(e), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1)

(A) All property owned or held by the state developmental centers as defined in § 33-1-101 and controlled by the department of intellectual and developmental disabilities services that is not in use may be sold or leased in accordance with this part, subject to the limitations described in this subdivision (e)(i).

(B) The state shall not sell the property at less than fair market value to political subdivisions of the state and such political subdivisions shall have no first right of refusal to purchase the property. The department may sell such property by public sale under a system of competitive bidding at not less than fair market value. Following the receipt of such bids, the department may offer and sell the property at not less than fair market value to any political subdivision of the state if the political subdivision offers the highest responsive bid when compared to the bids received from the public sale. The property may be sold under such other regulations promulgated to ensure that such property is put to its highest and best use. The property shall only be conveyed to the purchaser offering the highest responsive bid.

(C) Subject to the limitations in this subdivision (e)(i) on selling such property, the procedures for selling or leasing, such property shall be those required by law and the state building commission for other state-owned real property.

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.