

Amendments to Senate Bill No. 97
3rd Reading Copy

Requested by Representative Rick Maedje

For the House Natural Resources Committee

Prepared by Joe Kolman
March 21, 2005 (1:57pm)

1. Title, page 1, line 6.

Strike: "ANY OR ALL"

Insert: "CERTAIN"

2. Title, page 1, line 9.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

3. Page 1, line 20.

Following: "including"

Insert: "easements, prescriptive uses,"

4. Page 1, line 21.

Following: "rights-of-way"

Insert: ", "

Strike: "held by the United States"

5. Page 1, line 23.

Following: "grantee."

Insert: "The rights, terms, and conditions of any conveyance of property interests must be interpreted in the light most favorable to the trust beneficiaries."

6. Page 2, line 7.

Following: "beneficiary."

Insert: "The department shall conduct and present to the board any financial analyses or market surveys necessary to evaluate the merits of not restricting the use of state lands, restricting use for a set term, or restricting use in perpetuity. Issues to be examined include but are not limited to:

(i) current and projected property values;

(ii) current and projected rates of return for the affected state trust beneficiary;

(iii) current and projected market conditions and other factors that may affect the economic viability of state lands."

7. Page 2, line 11.

Following: "retain"

Insert: "and develop"

8. Page 2, line 17.

Strike: "CONSULTED PURSUANT TO 75-1-201 and 75-1-208"

Insert: "notified"

9. Page 2, line 21.

Following: line 20

Insert: "(g) Nothing in this section precludes the board from granting easements pursuant to 77-2-101.

(h) The grantee may not sell, assign, or otherwise transfer the conveyance in whole or in part.

(i) The board may not convey to the federal government or agencies of the federal government property interest that affects more than 2,500 acres of state lands."

10. Page 2, line 27.

Insert: "NEW SECTION. Section 5. {standard} Termination -- contingency. [This act] terminates on January 1, 2016, or the date on which the conveyance of property rights has affected 10,000 acres of state lands, whichever is earlier. The department of natural resources and conservation shall notify the code commissioner of the date on which [this act] terminates."

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