



HOUSE BILL 757: Pender County Property Transfer.

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2019-2020 General Assembly

Committee:	Senate State and Local Government. If favorable, re-refer to Finance. If favorable, re-refer to Rules and Operations of the Senate	Date:	June 25, 2019
Introduced by:	Rep. C. Smith	Prepared by:	Brad Krehely
Analysis of:	First Edition		Committee Co-Counsel

OVERVIEW: House Bill 757 would require the State of North Carolina to convey to the Pender County Board of Commissioners, for one dollar (\$1.00), all its rights, titles, and interests in approximately 100 acres of land to be used as a jail and law enforcement center.

CURRENT LAW: Article 7 of Chapter 146 governs disposition of State property and requires that sales of land owned by the State must be made by the Department of Administration and approved by the Governor and Council of State. Article 16 of Chapter 146 establishes the form of conveyances for State property and within that Article, G.S. 146-74 requires that proposed conveyances to be submitted to the Governor and Council of State for approval.

BILL ANALYSIS: House Bill 757 would require the State of North Carolina to convey to the Pender County Board of Commissioners, for one dollar (\$1.00), all its rights, titles, and interests in approximately 100 acres of land to be used as a jail and law enforcement center. The conveyance would not need approval of the Governor and Council of State. The bill would require the Department of Administration to consult with the Pender County Board of Commissioners to ensure that the property is suitable for use as a jail and law enforcement center. The property would revert back to the State should it cease being used as a jail and law enforcement center. The conveyance would be "as is" and "where is" without representations or warranties concerning the title to the property, its boundaries, the uses to which the property may be put, zoning, local ordinances, or any physical, environmental, health, and safety conditions relating to the property. All costs associated with the conveyance of the property would be paid by Pender County.

EFFECTIVE DATE: The act would become effective July 1, 2019.

Billy R. Godwin, Staff Attorney for the Legislative Analysis Division, contributed substantially to this summary.

Karen Cochrane-Brown
Director



Legislative Analysis
Division
919-733-2578