

SECOND REGULAR SESSION

HOUSE BILL NO. 1898

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ST. ONGE.

Read 1st time February 28, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5354L.01I

AN ACT

To repeal section 227.290, RSMo, and to enact in lieu thereof one new section relating to the state highways and transportation commission's authority to convey or exchange excess real property.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 227.290, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 227.290, to read as follows:

227.290. **1.** Whenever in the opinion of the state highways and transportation commission the advantageous use of any interest in land or any leasehold which has heretofore or may hereafter be acquired by the commission has ceased, **or for any other lawful reason the commission wishes to dispose of the property**, the [state highways and transportation] commission shall have authority to convey [the same for the best available cash price] **or exchange such interest in land or leasehold for its approximate fair market value pursuant to any administrative procedure or process as determined by the commission**, by deed signed by its [chairman] **chair** or vice [chairman] **chair** and attested by its secretary[; provided, however, that]. Before any sale shall be consummated under this section, the [grantor to the state of] **original owner of** the property **which is now** offered for sale[, if real estate,] **by the commission** and if such [grantor] **owner** shall at the time **of sale** be in possession of the adjoining land, shall be notified by written notice [of] **by** the [state transportation] department[, of transportation] of such contemplated sale[; provided, that]. All moneys received from the disposal of any such interest in land or leasehold shall be deposited **by the commission** in the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 state treasury to the credit of the state road fund[; provided further, that when]. Any land or
16 leasehold herein described **that** has been donated without charge [whatsoever,] by the owner
17 [and grantor of said property] to the purpose of state highway construction or maintenance and
18 such [grantor] **owner** is still in possession of contiguous property, the same shall revert to such
19 original owner without cost to [him] **the owner** if and when relinquished by the [state]
20 **commission**.

21 **2. The commission may also, in its discretion, convey at no cost, or exchange its**
22 **interest in any land or leasehold that is no longer necessary to be used for the construction,**
23 **maintenance, or operation of the state highway system, or for any other lawful reason, to**
24 **any federal, state, or local governmental entity.**

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