

Regular Session, 2001

ACT No. 523

HOUSE BILL NO. 1136

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 41:1338(A) and to enact R.S. 41:1338(D), relative to the transfer of property by certain political subdivisions; to provide relative to the sale of certain property by reservoir districts; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 41:1338(A) is hereby amended and reenacted and R.S. 41:1338(D) is hereby enacted to read as follows:

§1338. Transfers of property acquired by the state or political subdivisions; exemptions

A.^(†) Notwithstanding any other provision of law to the contrary and except as otherwise provided in ~~Subsection B~~ of this Section, whenever any property, other than highway rights-of-way, is acquired by a state agency or the state, or any political subdivision thereof from any person of the United States or the state of Louisiana, then the state, state agency, political subdivision, or any other state or local agency subsequently acquiring said property which thereafter desires to transfer said property to a third person, first shall offer to sell whatever rights it acquired, at the fair market value, back to the original grantor, donor, or vendor, or his successors in title, unless the act of sale,

donation, or other contractual agreement by which the property was acquired otherwise stipulates.

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D. Subsection A of this Section shall not apply to the sale or any transfer of any property acquired by a reservoir district created by the state.

Section 2. The provisions of R.S. 41:1338(D) as enacted by this Act shall apply to all property that is acquired by a reservoir district before or after the effective date of this Act and sold after the effective date of this Act.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____