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House Bill 5184 (Substitute H-1 as reported without amendment) *(as passed by the Senate)*
Sponsor: Representative Joan Bauer
House Committee: Appropriations
Senate Committee: Appropriations

CONTENT

The bill would authorize State Administrative Board to accept and convey real property in Ingham County.

Pursuant to Public Act 363 of 1998 and Public Act 241 of 2000, the State Administrative Board conveyed land that included the former Boys Training School site to the City of Lansing. Pursuant to the authorizing statutes, the quitclaim deed for the land conveyed to the City of Lansing for \$1 required that the property be used exclusively for "public purposes". Upon termination of the public use, or use for any other purpose, the State may reenter and repossess the property.

The City of Lansing conveyed 10.384 acres of the acquired land to the Lansing School District to establish an expanded athletic complex located between Lansing's Eastern High School and Lansing Catholic Central High School. The total estimated project cost of the athletic complex is \$4.5 million, to be funded by private donations and both school districts. Before the project proceeds, clarification was requested regarding the State's reversionary interest in the property.

In order to address the concern over the State's reversionary interest in the property, House Bill 5184 (H-1) would authorize the State Administrative Board to accept from and convey to the Lansing School District for consideration of \$1, 10.384 acres. The new quitclaim deed to the Lansing School District would provide: "The property shall be used exclusively for school purposes, which includes, but is not limited to, facilities or areas for sporting and recreational use and partnerships or cooperative arrangements with private or parochial schools for the purpose of carrying out school purposes."

Any fees, terms, or conditions for the use of the property would have to be applied uniformly to resident and nonresident members of the public. Upon termination of the use of the property for school purposes, the State could reenter and repossess the property. All rights in aboriginal antiquities, including mounds, earthworks, forts, burial and village sites, mines, and other relics, on, within, or under the property, would be reserved by the State.

FISCAL IMPACT

The bill would have a minimal fiscal impact on the State related to costs associated with preparing and filing the quitclaim deed.

Pursuant to Article IV, Section 30 of the State Constitution, the bill would require the assent of two-thirds of the members elected to and serving in each house of the Legislature, because it would appropriate public money or property for local or private purposes.

Date Completed: 3-0-08

Fiscal Analyst: Bill Bowerman

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.

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