



**H.B. 561**

123rd General Assembly  
(As Reported by H. Housing & Public Lands)

**Reps. Salerno, Mead**

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**BILL SUMMARY**

- Authorizes the Director of Administrative Services to offer state-owned real estate located in Franklin County for sale at public auction.

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**CONTENT AND OPERATION**

**The conveyance**

The bill authorizes the Governor to execute a deed in the name of the state conveying to a purchaser determined under the bill's public auction provisions, and the purchaser's successors and assigns or heirs and assigns, all of the state's right, title, and interest in state-owned real estate located in Franklin County and described in the bill (Section 1).

**The public auction**

**Procedures**

Within 90 days after the bill's effective date, the Director of Administrative Services must offer the real estate at public auction as follows:

(1) The Director must advertise the auction in a newspaper of general circulation in Franklin County at least once a week for three consecutive weeks immediately prior to the date of the auction (Sections 2(A) and (B)).

(2) The real estate is subject to the minimum bid of not less than \$177,000. The real estate must be sold at the auction to the highest bidder. The Director may reject any bid for any reason. (Section 2(C).)

(3) The successful bidder must pay at least 10% of the purchase price at the time of the sale, and must pay the balance of the purchase price within 60 days

of the date of the sale. If the purchaser does not complete the conditions of the sale as specified in the bill's public auction provisions, the Director may void the sale by giving the purchaser written notice to that effect by certified mail. If the Director voids the sale, the part of the purchase price paid at the time of the sale is forfeited to the state as liquidated damages. (Section 2(D).)

(4) If the purchase is not completed and the sale is voided, the Director may sell the real estate to the second highest bidder at the public auction conducted as provided in the bill (Section 2(E)).

(5) If no acceptable bids are received, the Director may sell the real estate at another public auction conducted as provided in the bill (Section 2(F)).

**Conditions of the sale at public auction**

The real estate is to be sold at the public auction as an entire tract and not in parcels (Section 3).

**Costs of the public auction**

Advertising costs, appraisal fees, and other costs incident to the sale of the real estate at the public auction must be paid by the Department of Commerce (Section 4).

**Net proceeds from the public auction**

The net proceeds of the sale of the real estate at public auction, must be deposited in the State Treasury to the credit of the State Fire Marshal's Fund (Section 6).

**Preparation of the deed**

The bill provides for following the procedure in codified law (sec. 5301.13) for preparation, execution, and recording of a deed to the real estate upon the payment of the purchase price by the purchaser (Section 5).

**Expiration**

This bill expires one year after its effective date (Section 7).

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**HISTORY**

ACTION	DATE	JOURNAL ENTRY
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Introduced	01-26-00	pp.	1575-1576
Reported, H. Housing & Public Lands	04-18-00	p.	1835

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