

COMMITTEE ON WAYS AND MEANS

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2523

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 42-18303, Arizona Revised Statutes, is amended to  
3 read:

4 42-18303. Auction and sale of land held by state under tax  
5 deed; disposition of proceeds

6 A. After advertisement, pursuant to section 42-18302, the board of  
7 supervisors may sell the real property in the county held by the state by tax  
8 deed to the highest bidder for cash **EXCEPT AS PROVIDED IN SUBSECTION E OF**  
9 **THIS SECTION**. The sale may include a live auction or an online bidding  
10 process in which the board receives bids electronically over the internet in  
11 a real-time, competitive bidding event.

12 B. On selling the property the board shall execute and deliver to the  
13 purchaser, at the purchaser's cost, a deed conveying the title of the state  
14 in and to the parcel purchased. The deed shall be acknowledged by the  
15 chairman and clerk of the board.

16 C. The purchase money shall be paid to the county treasurer. After  
17 deducting and distributing interest, penalties, fees and costs charged  
18 against the parcel, the treasurer shall apportion the remainder to the funds  
19 of the various taxing authorities in proportion to their current share of the  
20 taxes charged against real property.

21 D. If the property is not sold before the time for the next succeeding  
22 notice of sale, the board may omit it from the notice.

23 **E. THE BOARD OF SUPERVISORS MAY SELL REAL PROPERTY IN THE COUNTY HELD**  
24 **BY THE STATE BY TAX DEED TO THE OWNER OF CONTIGUOUS REAL PROPERTY THAT IS**  
25 **USED FOR RESIDENTIAL PURPOSES, AND THE BOARD MAY ACCEPT AN OFFER BY THE**  
26 **CONTIGUOUS OWNER TO PURCHASE THE PROPERTY, IF BOTH OF THE FOLLOWING**  
27 **CONDITIONS APPLY:**

1           1. BOTH THE PROPERTY OFFERED FOR SALE AND THE CONTIGUOUS PROPERTY WERE  
2           AT ONE TIME UNDER COMMON OWNERSHIP, OR THE PROPERTY OFFERED FOR SALE IS PART  
3           OF A COMMON AREA MAINTAINED BY A HOMEOWNERS' ASSOCIATION AS DETERMINED BY THE  
4           COUNTY TREASURER.

5           2. THE PROPERTY OFFERED FOR SALE CANNOT BE SEPARATELY USED FOR  
6           RESIDENTIAL PURPOSES PURSUANT TO APPLICABLE BUILDING CODES AND ORDINANCES OF  
7           THE JURISDICTION IN WHICH THE PROPERTY IS LOCATED DUE TO ITS SIZE,  
8           CONFIGURATION OR RECORDED COMMON AREA RESTRICTIONS.

9           F. IF AN OFFER UNDER SUBSECTION E OF THIS SECTION IS PENDING AT THE  
10          TIME OF THE AUCTION UNDER THIS SECTION, THE TREASURER SHALL REMOVE THE  
11          PROPERTY FROM THE AUCTION.

12          G. SUBSECTION E OF THIS SECTION DOES NOT APPLY IF THERE IS MORE THAN  
13          ONE CONTIGUOUS PARCEL OF PROPERTY THAT MEETS THE REQUIREMENTS PRESCRIBED BY  
14          SUBSECTION E OF THIS SECTION."

15 Amend title to conform

and, as so amended, it do pass

STEVE YARBROUGH  
Chairman

2523-se-wm  
2/25/08  
3:32 PM  
H:jmb

2523rc1  
02/19/2008  
11:33 AM  
C: dmt