

REFERENCE TITLE: government purchase of private property

State of Arizona
Senate
Fifty-second Legislature
First Regular Session
2015

SB 1345

Introduced by
Senator Griffin

AN ACT

AMENDING TITLE 37, CHAPTER 4, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 2;
RELATING TO GOVERNMENT ACQUISITION OF PRIVATE REAL PROPERTY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 37, chapter 4, Arizona Revised Statutes, is amended
3 by adding article 2, to read:

4 ARTICLE 2. PRIVATE LAND ACQUISITION

5 37-821. Definition of government entity

6 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES, "GOVERNMENT
7 ENTITY" MEANS THIS STATE, A COUNTY, CITY OR TOWN OR ANY AGENCY OR
8 INSTRUMENTALITY OF THIS STATE OR A COUNTY, CITY OR TOWN.

9 37-822. Finding of statewide concern; state preemption

10 THE LACK OF PRIVATE PROPERTY IN THIS STATE THAT IS AVAILABLE FOR
11 HOMEOWNERSHIP, DEVELOPMENT, INDUSTRY OR BUSINESS HINDERS THE ECONOMY OF THIS
12 STATE AND OF LOCAL COMMUNITIES IN THIS STATE. THE OWNERSHIP OF REAL PROPERTY
13 BY A GOVERNMENT ENTITY THAT CAUSES THE REMOVAL OF REAL PROPERTY FROM THE TAX
14 ROLLS, THEREBY REDUCING THE TAX BASE OF THE LOCAL COMMUNITY IN WHICH THE
15 PROPERTY IS LOCATED, IS AN ISSUE OF STATEWIDE CONCERN AND IS NOT SUBJECT TO
16 FURTHER REGULATION BY A COUNTY, CITY, TOWN OR OTHER POLITICAL SUBDIVISION OF
17 THIS STATE.

18 37-823. Government acquisition of private real property; sale
19 of government real property

20 IF A GOVERNMENT ENTITY PURCHASES, ACQUIRES AN OPTION TO PURCHASE OR
21 FILES AN ACTION TO CONDEMN PRIVATELY OWNED REAL PROPERTY, THE GOVERNMENT
22 ENTITY SHALL MAKE AVAILABLE FOR SALE TO PRIVATE PARTIES REAL PROPERTY THAT
23 THE GOVERNMENT ENTITY OWNS AND THAT HAS AN APPRAISED VALUE EQUAL TO THE
24 APPRAISED VALUE OF THE REAL PROPERTY ACQUIRED.