

28 (1) This chapter is known as the "Sale of State Land Act."

29 (2) The Legislature declares that it is the policy of the state that:

30 (a) state land may not be sold except as consistent with this chapter; and

31 (b) the leasing of state land is preferred over the sale of state land.

32 Section 2. Section **63L-10-102** is enacted to read:

33 **63L-10-102. Sale of state land.**

34 (1) As used in this chapter:

35 (a) "Agency" means the same as that term is defined in Section [63G-4-103](#).

36 (b) (i) "State land" means land owned by the state, including the state's:

37 (A) legislative and judicial branches;

38 (B) ~~§~~ state-level ~~§~~ departments, divisions, agencies, boards, commissions, councils,

38a and committees;

39 and

40 (C) state institutions of higher education as defined under Section [53B-3-102](#).

41 (ii) "State land" does not mean:

42 (A) land owned by a political subdivision of the state;

43 (B) land owned by a school district;

44 (C) private land; ~~§~~ [or] ~~§~~

45 (D) school and institutional trust lands as defined in Section [53C-1-103](#) ~~§~~ [;] ; or

45a **(E) land owned by the Department of Transportation created in Section [72-1-201](#). ~~§~~**

46 (2) (a) Before legally binding the state by executing an agreement to sell or transfer 300

47 or more acres of state land, an agency shall:

48 (i) make findings that:

49 (A) the sale or transfer of state land is in the public interest; and

50 (B) a lease of the state land in question, as described in the policy outlined in

51 Subsection [63L-10-101](#)(2)(b), would not be as beneficial to the public interest as the sale or

52 transfer of the state land; and

53 (ii) submit the agreement or proposal along with the findings described in Subsection

54 (2)(a)(i):

55 (A) to the Legislature for approval or rejection; or

56 (B) in the interim, to the Legislative Management Committee for review of the

57 agreement or proposal.

58 (b) The Legislative Management Committee may: