

677 vacant division-owned property under the same law and in the same manner that apply to a  
678 public auction of Department of Transportation property.

679 (3) At a public auction conducted under Subsection (2), the Department of  
680 Transportation may, on behalf of the division, accept an offer to purchase the vacant  
681 division-owned property.

682 (4) The division and the Department of Transportation shall coordinate together to:

683 (a) manage the details of finalizing any sale of the vacant division-owned property at  
684 public auction; and

685 (b) ensure that the buyer acquires proper title and that the division receives the ~~net~~ net  
686 proceeds of the sale.

687 (5) If a public auction under this section does not result in a sale of the vacant  
688 division-owned property, the Department of Transportation shall notify the division and refer  
689 the vacant division-owned property back to the division.

690 Section 14. Section **63A-5a-206** is enacted to read:

691 **63A-5a-206. State real property subject to right of first refusal.**

692 (1) (a) If Section 78B-6-520.3 applies to vacant division-owned property, the division  
693 shall comply with Subsection 78B-6-520.3(3).

694 (b) If a condemnee accepts the division's offer to sell the vacant division-owned  
695 property as provided in Section 78B-6-520.3, the division shall:

696 (i) comply with the requirements of Section 78B-6-520.3; and

697 (ii) terminate any process under this chapter to convey the vacant division-owned  
698 property.

699 (c) A condemnee may waive rights and benefits afforded under Section 78B-6-520.3  
700 and instead seek a transfer of ownership or lease of vacant division-owned property under the  
701 provisions of this chapter in the same manner as any other person not entitled to the rights and  
702 benefits of Section 78B-6-520.3.

703 (2) (a) If Section 78B-6-521 applies to the anticipated disposal of the vacant  
704 division-owned property, the division shall comply with the limitations and requirements of  
705 Subsection 78B-6-521(2).

706 (b) If the original grantor or the original grantor's assignee accepts an offer for sale as  
707 provided in Subsection 78B-6-521(2)(a)(i), the division shall: