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## SENATE BILL NO. 963

## AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee for Courts of Justice  
on January 29, 2007)

(Patron Prior to Substitute—Senator Puller)

A BILL to amend and reenact § 1 of Chapter 803 of the Acts of Assembly of 1996 and § 1 of Chapter 811 of the Acts of Assembly of 1996, both as amended and reenacted by Chapter 580 of the Acts of Assembly of 1997, relating to the authority to convey the George Washington's Grist Mill State Park in Fairfax County.

Be it enacted by the General Assembly of Virginia:

1. That § 1 of Chapter 803 of the Acts of Assembly of 1996, as amended and reenacted by Chapter 580 of the Acts of Assembly of 1997, is amended and reenacted as follows:

§ 1. That in accordance with and as evidence of General Assembly approval pursuant to § 10.1-109 of the Code of Virginia, the Department of Conservation and Recreation is hereby authorized to lease and subsequently to convey *fee title* to the Mount Vernon Ladies' Association of the Union, upon terms as the Department deems proper, with the approval of the Governor ~~and the Attorney General~~, the parcel of real property *with all the improvements thereon* and appurtenances *thereunto belonging* known as the George Washington's Grist Mill State Park in Fairfax County, *comprised of the property conveyed to the State Commission on Conservation and Development of the State of Virginia by C.C. Carlin and Lillian B. Carlin, his wife, by deed dated January 6, 1932, and the property conveyed by special warranty and by quitclaim to the Commonwealth of Virginia, Department of Conservation and Recreation, by John M. Ballenger, Trustee, and Premier Title, Inc., Trustee, by deed dated December 28, 2001.* If such property is conveyed to the Mount Vernon Ladies' Association of the Union, the deed shall require that the property *not be transferred or sold to any other person or entity without prior approval of the General Assembly and that it be maintained and open to public use and that if any such condition is not met, the Association's ownership of the property shall cease and title thereto shall immediately revert to the Commonwealth. The Attorney General shall approve the form of any such instruments.*

Subject to the fulfillment of the terms and conditions of a memorandum of understanding entered into pursuant to § 2 of this act, the initial term of this lease may be for five years or less, the lease may be renewed at the option of the lessee for periods of similar length, and the property may, upon the expiration of the initial lease term or during any renewal term, be conveyed to the Mount Vernon Ladies' Association of the Union. The memorandum of understanding shall set out the matters to be performed by each party to include, but not be limited to, capital investment, staffing, programming, and maintenance and operations support. All lease renewals ~~will shall~~ require ~~approvals approval~~ of the Governor *as to all terms* and the *approval of the* Attorney General *as to form* as stated for the initial term. The memorandum of understanding, the lease, *and all lease renewals and*, *but excluding any instrument conveying fee title to the property*, shall be submitted to the chairmen of the Senate Finance Committee, the Senate Committee for Courts of Justice, the House Committee on Conservation and Natural Resources and the House Appropriations Committee for review.

2. That § 1 of Chapter 811 of the Acts of Assembly of 1996, as amended and reenacted by Chapter 580 of the Acts of Assembly of 1997, is amended and reenacted as follows:

§ 1. That in accordance with and as evidence of General Assembly approval pursuant to § 10.1-109 of the Code of Virginia, the Department of Conservation and Recreation is hereby authorized to lease and subsequently to convey *fee title* to the Mount Vernon Ladies' Association of the Union, upon terms as the Department deems proper, with the approval of the Governor ~~and the Attorney General~~, the parcel of real property *with all the improvements thereon* and appurtenances *thereunto belonging* known as the George Washington's Grist Mill State Park in Fairfax County, *comprised of the property conveyed to the State Commission on Conservation and Development of the State of Virginia by C.C. Carlin and Lillian B. Carlin, his wife, by deed dated January 6, 1932, and the property conveyed by special warranty and by quitclaim to the Commonwealth of Virginia, Department of Conservation and Recreation, by John M. Ballenger, Trustee, and Premier Title, Inc., Trustee, by deed dated December 28, 2001.* If such property is conveyed to the Mount Vernon Ladies' Association of the Union, the deed shall require that the property *not be transferred or sold to any other person or entity without prior approval of the General Assembly and that it be maintained and open to public use and that if any such condition is not met, the Association's ownership of the property shall cease and title thereto shall immediately revert to the Commonwealth. The Attorney General shall approve the form of any such instruments.*

Subject to the fulfillment of the terms and conditions of a memorandum of understanding entered into pursuant to § 2 of this act, the initial term of this lease may be for five years or less, the lease may be renewed at the option of the lessee for periods of similar length, and the property may, upon the

60 expiration of the initial lease term or during any renewal term, be conveyed to the Mount Vernon  
61 Ladies' Association of the Union. The memorandum of understanding shall set out the matters to be  
62 performed by each party to include, but not be limited to, capital investment, staffing, programming, and  
63 maintenance and operations support. All lease renewals ~~will~~ *shall* require ~~approvals~~ *approval* of the  
64 Governor *as to all terms* and the *approval of the* Attorney General *as to form* as stated for the initial  
65 term. The memorandum of understanding, the lease, *and* all lease renewals ~~and~~ , *but excluding* any  
66 instrument conveying *fee title to* the property, shall be submitted to the chairmen of the Senate Finance  
67 Committee, the Senate Committee for Courts of Justice, the House Committee on Conservation and  
68 Natural Resources and the House Appropriations Committee for review.