

Department of Planning and Budget 2005 Fiscal Impact Statement

1. Bill Number: HB 2891

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Carrico

3. Committee: Passed both houses

4. Title: Conveyance of land to town of Marion

5. Summary/Purpose:

The proposed legislation authorizes the Board of Corrections, with the approval of the Governor, to convey to the town of Marion, without consideration, three acres of land owned by the Commonwealth and in the control of the Department of Corrections.

6. Fiscal impact: Final. See Item 8.

7. Budget amendment necessary: None.

8. Fiscal implications:

The land that is the subject of the bill is currently part of the property upon which the Department of Corrections operates the Marion Correctional Center. The department has indicated that the transfer will not adversely affect its operation of the correctional facility. However, such transfer will result in a loss to the state.

Under the current statutory provisions relative to disposal of land by the Commonwealth, if a state agency no longer needs land that is in its control, it declares it surplus. If no other state agency has a need for the land, it is then sold at market value, with the proceeds divided between the general fund and the Conservation Resources Fund. If the provisions of this legislation are implemented, therefore, any other state agency that may have a use for the land will be deprived of its use. Furthermore, although the potential market value of the land is not known, nevertheless, there will be a loss to the state of whatever that market value would be.

9. Specific agency or political subdivisions affected:

Department of Corrections
Department of General Services
Town of Marion

10. Technical amendment necessary: None.

11. Other comments: None.

Date: 03/03/05 / rwh

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