

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL NO. 434

(First Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 3, after "(5)" insert "(I) SUBJECT TO THE PROVISIONS OF SUBPARAGRAPHS (II) THROUGH (VI) OF THIS PARAGRAPH,"; strike beginning with "BY" in line 3 down through "LAND" in line 5 and substitute ", THE FOUNDATION SHALL RELEASE FREE OF EASEMENT RESTRICTIONS 1 ACRE OR LESS FOR THE PURPOSE OF CONSTRUCTING A DWELLING HOUSE"; in lines 6, 8, 10, 12, and 14, strike "(I)", "(II)", "(III)", "(IV)", and "(V)", respectively, and substitute "1.", "2.", "3.", "4.", and "5.", respectively.

AMENDMENT NO. 2

On page 3, strike beginning with "BACK" in line 12 down through "EASEMENT" in line 13 and substitute "THE STATE FOR ANY ACRE OR PORTION RELEASED AT THE PRICE PER ACRE THAT THE STATE PAID FOR THE EASEMENT"; strike beginning with "DWELLING" in line 14 down through "EASEMENT" in line 15 and substitute "LANDOWNER AGREES NOT TO FURTHER SUBDIVIDE ANY ACREAGE RELEASED FOR RESIDENTIAL PURPOSES";

after line 15, insert:

"(II) AFTER CERTIFYING THAT THE LANDOWNER HAS MET THE CONDITIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE FOUNDATION SHALL ISSUE A PRELIMINARY RELEASE WHICH SHALL:

1. BECOME FINAL WHEN THE FOUNDATION RECEIVES AND CERTIFIES A NONTRANSFERABLE BUILDING PERMIT IN THE NAME OF THE LANDOWNER FOR THE CONSTRUCTION OF A DWELLING HOUSE; OR

2. BECOME VOID UPON THE DEATH OF THE PERSON FOR WHOSE BENEFIT THE RELEASE WAS INTENDED IF THE FOUNDATION HAS NOT

(Over)

YET RECEIVED A BUILDING PERMIT AS PROVIDED IN ITEM 1 OF THIS SUBPARAGRAPH.

(III) AN AGREEMENT REQUIRED UNDER SUBPARAGRAPH (I) 5 OF THIS PARAGRAPH SHALL BE RECORDED IN THE LAND RECORDS WHERE THE LAND IS LOCATED AND SHALL BIND ALL FUTURE OWNERS.

(IV) THIS PARAGRAPH SHALL ONLY APPLY TO EASEMENTS PURCHASED BY THE FOUNDATION ON OR AFTER OCTOBER 1, 2000, UNLESS THE COUNTY IN WHICH THE LAND IS LOCATED HAS APPLIED TO, AND THE APPLICATION HAS BEEN APPROVED BY, THE FOUNDATION TO HAVE THE PROVISIONS OF THIS PARAGRAPH APPLY TO EASEMENTS IN THE COUNTY PURCHASED BEFORE OCTOBER 1, 2000.

(V) THE FOUNDATION SHALL ESTABLISH CRITERIA FOR APPROVING COUNTY APPLICATIONS TO HAVE THE PROVISIONS OF THIS PARAGRAPH APPLY TO EASEMENTS IN THE COUNTY PURCHASED BEFORE OCTOBER 1, 2000.

(VI) A LANDOWNER MUST SUBMIT AN APPLICATION BY THE END OF OCTOBER 30, 2002 TO EXERCISE ANY RIGHTS UNDER THIS PARAGRAPH.”.