

SENATE BILL 1134

By Burks

AN ACT to amend Tennessee Code Annotated, Title 5, Chapter 21; Title 5, Chapter 9 and Title 67, Chapter 5, relative to conveyance of certain property acquired by any county having a population of not less than forty-six thousand eight hundred (46,800) nor more than forty-six thousand nine hundred (46,900), according to the 2000 federal census or any subsequent federal census.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-5-2509(d), is amended by adding the following language as a new subdivision (5):

(5)

(A) In lieu of the sale to private purchasers as provided in subsection (b), the proper officers of any county having a population of not less than forty-six thousand eight hundred (46,800) nor more than forty-six thousand nine hundred (46,900), according to the 2000 federal census or any subsequent federal census, may deed property meeting the following requirements without cost to each landowner whose property abuts such property:

(i) The property was acquired by default due to a tax sale for delinquent taxes where no bids were made by a private purchaser to purchase the property;

(ii) The county has owned the property for more than three (3) years;

(iii) No person has indicated a desire to purchase the property during the time the property has been held by the county;

(iv) The property acquired was a horse trail running behind or between platted lots in a subdivision located in such county on more than five thousand (5,000) acres which contains a lake of approximately five hundred fifty (550) acres; and

(v) The most responsible approach to placing such property back on the tax rolls of the county is to deed the property to each landowner whose lots abut the horse trail; provided that no landowner shall be required to accept such property.

(B) If a landowner agrees to accept from the county that part of the horse trail which abuts the landowner's lot, the landowner shall have a survey completed and revise the landowner's deed description accordingly.

(C) The county attorney shall inform the assessor of the transfer by identifying any landowner accepting that part of the horse trail which abuts the landowner's lot. The identification shall be in such manner as required by the assessor.

(D) Notwithstanding § 67-4-409, no transfer tax shall be assessed against the landowner for recording the revised deed.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it and shall expire June 30, 2010.