

ENGROSSED HOUSE
BILL NO. 2274

BY: SADLER

AN ACT RELATING TO STATE GOVERNMENT; REQUIRING THE
OKLAHOMA DEPARTMENT OF TRANSPORTATION TO PROVIDE
NOTICE OF SURPLUS PROPERTY; SPECIFYING CONTENTS;
PROVIDING FOR DISTRIBUTION; PROVIDING PROCEDURES
FOR NOTICE, DISTRIBUTION AND SALE OF CERTAIN
SURPLUS PROPERTY; PROVIDING FOR CODIFICATION; AND
PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 85.9C of Title 74, unless there
is created a duplication in numbering, reads as follows:

A. When the Oklahoma Department of Transportation determines
that any equipment or vehicle becomes excess, obsolete, antiquated,
unused or otherwise surplus, the Department shall notify the Office
of Public Affairs in writing that such equipment or vehicle is
surplus. The notice shall identify:

1. The type, brand or make, and country of manufacture of the
equipment or vehicle;

2. The age of the equipment or vehicle including but not
limited to mileage;

3. Whether the equipment or vehicle is in good working
condition or not;

4. If the equipment or vehicle is not in good working condition, whether it is in repairable condition at reasonable cost;

5. Original cost of the equipment or vehicle; and

6. Present value of the equipment or vehicle, if known.

B. The Office of Public Affairs, with any other notice of surplus property, shall notify the eligible individuals or entities as provided in subsection C of this section of the availability of the surplus property of the Oklahoma Department of Transportation.

C. Prior to any advertised public auction or advertised sealed bids to all individuals and entities eligible for participation in the surplus program, the Department, thirty (30) days prior to the advertised auction date, shall offer, at fair market value, the equipment or vehicles to the individuals or entities, in the following order of priority:

1. Other state agencies;

2. Political subdivisions of the state;

3. Rural fire departments located in this state; and

4. Rural water districts located in this state.

D. Any equipment or vehicles purchased pursuant to this section shall be made available to the purchaser on the date of purchase.

SECTION 2. This act shall become effective September 1, 1992.

Passed the House of Representatives the 5th day of March, 1992.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate

