

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 1498

By: Williams

COMMITTEE SUBSTITUTE

An Act relating to state government; designating the Department of Central Services as the state agency for purposes of administering the Federal Property and Administrative Services Act of 1949 and the State Surplus Property Program; defining terms; providing for duties; requiring certain reports; providing for certain use of program; providing for certain costs; providing for disposition of certain receipts; 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 64.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Department of Central Services is hereby designated as the state agency for purposes of administering the Federal Property and Administrative Services Act of 1949 and for administering the State Surplus Property Program.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 64.2 of Title 74, unless there is created a duplication in numbering, reads as follows:

For purposes of this act:

1. "Surplus property" means any item, commodity, material, supplies or equipment determined by a state agency to be excess, obsolete, antiquated, unused or not needed;

2. "State agency" means any state board, bureau, commission, department, authority, public trust, interstate commission, the Judiciary, the Legislature, the Office of the Governor and institutions of higher learning and school districts;

3. "Surplus Property Agent" means the person appointed by the Director of the Department of Central Services pursuant to Section 34.2 of Title 80 of the Oklahoma Statutes;

4. "Department" means the Department of Central Services; and

5. "Director" means the Director of the Department of Central Services.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 64.3 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Director shall:

1. Provide oversight of the surplus property disposal practices of all state agencies;

2. Establish uniform written surplus property acquisition and disposal standards for use by all state agencies;

3. Develop minimum standards for proper recordkeeping of surplus property acquisition and disposal for use by all state agencies, and require all state agencies to report such records to the Department on a monthly basis;

4. Review and make recommendations to state agencies on surplus property management programs;

5. Conduct on-site inspections to verify agency compliance with Department recommendations; and

6. Report to the Governor and the Joint Committee on Fiscal Operations, or their assigned representatives, all agency decisions made in contravention of recommendations by the Department.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 64.4 of Title 74, unless there is created a duplication in numbering, reads as follows:

The chief administrative officer of each state agency is encouraged to make needed purchases of and sell, trade or redistribute office furniture or equipment, other equipment or machinery, and tools and hardware through the surplus property program operated by the Department.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 64.5 of Title 74, unless there is created a duplication in numbering, reads as follows:

It shall be the duty and responsibility of the head of each state agency to furnish, upon written request by the Director on such forms as provided by the Director, a list of all surplus personal property held by that state agency at the time of the request. These requests may be made by the Director as often as is deemed necessary by the Director.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 64.6 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. A state agency may request the Surplus Property Agent to sell, trade or redistribute surplus property on behalf of such state agency.

B. Any state agency which transfers surplus property to the Surplus Property Agent for sale, trade or redistribution shall receive full credit for the value thereof, less any fees and charges assessed by the Surplus Property Agent for costs incurred in such sale, trade or redistribution.

C. Each state agency disposing of surplus property by sale, trade or redistribution pursuant to the provisions of this act shall deposit the monies received therefor, less fees and charges assessed by the Surplus Property Agent, in the State Treasury to the credit of the appropriate fund of the state agency.

SECTION 7. This act shall become effective September 1, 1993.

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