

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 170

By: Holt of the Senate

4 and

5 Grau of the House

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8 AS INTRODUCED

9 An Act relating to surplus county property; amending
10 19 O.S. 2001, Section 421.2, which relates to the
11 transfer of surplus property; deleting prohibition to
declaring certain property surplus; and providing an
effective date.

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

15 SECTION 1. AMENDATORY 19 O.S. 2001, Section 421.2, is
16 amended to read as follows:

17 Section 421.2 A unanimous vote of the board of county
18 commissioners may transfer any machinery, equipment or vehicle
19 belonging to the county, which is deemed by the board to be surplus,
20 to a political subdivision of the state which is in need of such
21 machinery, equipment or vehicle to benefit a significant part of the
22 public served by the county; provided, however, one of the county
23 commissioners voting in the majority is the county commissioner from
24 whose district the subject property is to be transferred. Upon such

1 transfer, the subject property shall be removed from the inventory
2 of the county. The Except as otherwise provided in this section,
3 the board of county commissioners may not deem any property to be
4 surplus during the period of time beginning thirty (30) days before
5 the filing period for any election of a county commissioner and
6 ending the day after a county commissioner is sworn in as such. If
7 the incumbent draws no opponent or if the incumbent county
8 commissioner wins reelection, either at the primary, special, or
9 general election, the prohibition of declaring county property or
10 material surplus until the swearing in of county officials shall be
11 removed and the county may dispose of surplus property as provided
12 in this section. When the political subdivision receiving such
13 property declares same to be surplus, the governing body shall give
14 written notice to the county of its intent to transfer such property
15 back to the county. The board of county commissioners shall have up
16 to fifteen (15) days from the date of receipt of such notice to
17 either accept or reject the property. The political subdivision
18 shall transfer such property back to the county only if the board of
19 county commissioners agrees to accept the property or the board
20 fails to respond within the fifteen-day time period.

21 SECTION 2. This act shall become effective November 1, 2011.

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