
By: **Delegate Edwards**
Introduced and read first time: February 6, 1998
Assigned to: Commerce and Government Matters

Committee Report: Favorable
House action: Adopted
Read second time: February 24, 1998

CHAPTER _____

1 AN ACT concerning

2 **Garrett County - Purchase of Used Property - Procurement Process**

3 FOR the purpose of authorizing the County Commissioners of Garrett County to
4 acquire used personal property based on a book value in lieu of obtaining two
5 independent appraisals under certain circumstances; providing that the
6 purchase price cannot exceed that book value; specifying procedures that the
7 County Commissioners must follow if independent appraisals are not obtained;
8 and generally relating to Garrett County's procurement process for the
9 acquisition of used personal property.

10 BY repealing and reenacting, with amendments,
11 The Public Local Laws of Garrett County
12 Section 20-14.D
13 Article 12 - Public Local Laws of Maryland
14 (1985 Edition and December 1997 Supplement, as amended)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 12 - Garrett County**

18 20-14.

19 D. Used personal property.

20 (1) Subject to Subsection D(2) of this subsection, whenever the County
21 Commissioners consider it in the best interest of the county, the County
22 Commissioners may:

1 (a) Acquire used personal property at an auction or at a public or
2 private sale;

3 (b) Lease used personal property; and

4 (c) Enter into any financing or lease agreement for used personal
5 property that the County Commissioners could enter had the personal property been
6 acquired or leased new.

7 (2) Unless acquired at public auction, the County Commissioners may
8 not acquire used personal property if the price exceeds [\$5,000.] \$5,000 unless the
9 County Commissioners first obtain two independent appraisals of the property.
10 HOWEVER, IF BY RESOLUTION THE COUNTY COMMISSIONERS DECLARE THAT TWO
11 INDEPENDENT APPRAISALS ARE NOT REASONABLY AVAILABLE, THE COUNTY
12 COMMISSIONERS MAY ACQUIRE THE USED PERSONAL PROPERTY AT A PRICE NOT
13 EXCEEDING A DOCUMENTED PUBLISHED BOOK VALUE THAT GENERALLY WOULD BE
14 ACCEPTED WITHIN THE APPROPRIATE INDUSTRY. THE RESOLUTION SHALL BE
15 ADOPTED AT A REGULAR PUBLIC SESSION OF THE COUNTY COMMISSIONERS AND
16 SHALL INDICATE WHAT EFFORTS THE COUNTY MADE TO OBTAIN INDEPENDENT
17 APPRAISALS AND THE SOURCE OF THE BOOK VALUE RELIED ON IN LIEU OF THE
18 INDEPENDENT APPRAISALS.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
20 effect July 1, 1998.