

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 878

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “to Public Schools”; in lines 4 and 5, strike “public schools” and substitute “certain entities in a certain order of priority; authorizing the custodial unit of State government for certain property to make a recommendation with regard to the transfer of the property; requiring the Secretary of General Services to consider a certain recommendation with regard to certain property and authorizing the Secretary to charge a reasonable fee for the disposal and transfer of certain property”; and in line 14, after “Section” insert “4-502 and”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“4-502.

(a) (1) The head of a unit of the State government may declare an item of personal property in the possession of the unit to be excess personal property by submitting a declaration of excess personal property to the Department.

(2) The declaration is effective on approval by the Department.

(b) (1) The Department may declare excess personal property to be surplus personal property if the Department determines that the excess personal property cannot be used by any unit of the State government.

(2) (I) ON THE DECLARATION BY THE DEPARTMENT OF AN ITEM OF PERSONAL PROPERTY AS SURPLUS PERSONAL PROPERTY, THE ORIGINAL CUSTODIAL UNIT OF THE STATE GOVERNMENT MAY RECOMMEND THAT THE ITEM BE TRANSFERRED TO:

(Over)

1. A LOCAL PUBLIC SCHOOL SYSTEM IN THE STATE;
2. A POLITICAL SUBDIVISION OF THE STATE; OR
3. A NONPROFIT ENTITY IN THE STATE.

(II) THE SECRETARY SHALL CONSIDER THE RECOMMENDATION OF THE ORIGINAL CUSTODIAL UNIT WHEN MAKING A DECISION UNDER § 4-504 OF THIS SUBTITLE TO DISPOSE OF THE SURPLUS PERSONAL PROPERTY.”.

AMENDMENT NO. 3

On page 2, after line 9, insert:

“(B) THE SECRETARY MAY CHARGE A REASONABLE FEE FOR THE DISPOSAL AND TRANSFER OF EXCESS PERSONAL PROPERTY AND SURPLUS PERSONAL PROPERTY.”;

in lines 10, 14, 17, and 29, strike “(b)”, “(c)”, “(d)”, and “(e)”, respectively, and substitute “(C)”, “(D)”, “(E)”, and “(F)”, respectively; in line 17, after “property” insert “IN THE FOLLOWING ORDER OF PRIORITY”; after line 17, insert:

“(I) BY OFFERING THE PROPERTY TO THE PUBLIC SCHOOL SYSTEM IN THE LOCAL JURISDICTION IN WHICH THE PROPERTY ORIGINATED;

(II) BY OFFERING THE PROPERTY TO THE LOCAL JURISDICTION IN WHICH THE PROPERTY ORIGINATED;

(III) BY OFFERING THE PROPERTY TO NONPROFIT ENTITIES IN THE JURISDICTION IN WHICH THE PROPERTY ORIGINATED;

(IV) BY OFFERING THE PROPERTY TO THE LOCAL JURISDICTION OR NONPROFIT ENTITY RECOMMENDED BY THE ORIGINAL CUSTODIAL UNIT OF THE PROPERTY;

(V) BY OFFERING THE PROPERTY TO THE PUBLIC AT A

CENTRALIZED WAREHOUSE LOCATION;”;

in lines 18, 19, 20, 23, and 25, strike “(i)”, “(ii)”, “(iii)”, “(V)”, and “(VI)”, respectively, and substitute “(VI)”, “(VII)”, “(VIII)”, “(IX)”, and “(X)”, respectively; and strike in its entirety line 22.