

AN ACT

relating to monitoring by the Texas Building and Procurement Commission and the Legislative Budget Board of the transfer of surplus or salvage property by state agencies.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 2175.125, Government Code, is amended to read as follows:

Sec. 2175.125. DIRECT TRANSFER; MONITORING BY COMMISSION.

(a) During the 10 business days after the date the property is posted on the comptroller's website, a state agency, political subdivision, or assistance organization may coordinate directly with the reporting state agency for a transfer of the property at a price established by the reporting agency.

(b) During the 10 business days described by Subsection (a), the reporting state agency shall coordinate its activities with the commission to allow the commission to monitor the reporting state agency's activities under this section. The commission shall ensure that the reporting state agency is ethically and legally conducting a transfer according to the best economic interests of the state.

(c) If property is transferred under this section, the transferring agency shall report the transaction to the commission. The report must include a description of the property transferred, the reasons for the transfer, the price for the property

1 transferred, and the recipient of the property transferred.

2 (d) If the commission determines that a violation of a state
3 law or rule has occurred based on the monitoring or the report, the
4 commission shall report the violation to the Legislative Budget
5 Board.

6 SECTION 2. This Act takes effect September 1, 2005.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1139 passed the Senate on April 26, 2005, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1139 passed the House on May 25, 2005, by a non-record vote.

Chief Clerk of the House

Approved:

Date

Governor