

AN ACT

relating to the transfer of surplus or salvage state agency property.

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

SECTION 1. Section 2175.182(a), Government Code, is amended to read as follows:

(a) A state agency that determines it has surplus or salvage property shall inform the commission of the property's kind, number, location, condition, original cost or value, and date of acquisition [~~that fact for the purpose of determining the method of disposal of the property~~]. The commission may take physical possession of the property.

SECTION 2. The heading of Section 2175.1825, Government Code, is amended to read as follows:

Sec. 2175.1825. ADVERTISING ON COMMISSION [~~COMPTROLLER~~] WEBSITE.

SECTION 3. Section 2175.1825(a), Government Code, is amended to read as follows:

(a) After a state agency informs the commission that it has surplus or salvage property [~~Not later than the second day after the date the comptroller receives notice from a state agency under Section 2175.182(c)~~], the commission [~~comptroller~~] shall advertise the property's kind, number, location, and condition on the commission's [~~comptroller's~~] website.

1 SECTION 4. Section 2175.183, Government Code, is amended to
2 read as follows:

3 Sec. 2175.183. COMMISSION NOTICE TO OTHER ENTITIES. The
4 commission shall inform other state agencies, political
5 subdivisions, and assistance organizations of the commission's
6 ~~[comptroller's]~~ website that lists surplus property that is
7 available for transfer ~~[sale]~~.

8 SECTION 5. The heading of Section 2175.184, Government
9 Code, is amended to read as follows:

10 Sec. 2175.184. ~~[DIRECT]~~ TRANSFER.

11 SECTION 6. Section 2175.184(a), Government Code, is amended
12 to read as follows:

13 (a) During the 10 business days after the date the property
14 is posted on the commission's ~~[comptroller's]~~ website, a state
15 agency, political subdivision, or assistance organization shall
16 coordinate with the commission for a transfer of the property at a
17 price established by the commission. A transfer to a state agency
18 has priority over any other transfer during this period.

19 SECTION 7. Section 2175.185(c), Government Code, is amended
20 to read as follows:

21 (c) The commission ~~[Not later than the second day after the~~
22 ~~date the comptroller receives notice under Subsection (a), the~~
23 ~~comptroller]~~ shall remove the property from the list of surplus
24 property for sale on the commission's ~~[comptroller's]~~ website on
25 the date that the property is transferred.

26 SECTION 8. Section 2175.190, Government Code, is amended by
27 adding Subsection (c) to read as follows:

1 (c) The commission by rule may establish a procedure that
2 allows a participating state agency to receive a return on small
3 value items through the transfer of similar items.

4 SECTION 9. Section 2175.182(c), Government Code, is
5 repealed.

6 SECTION 10. The change in law made by this Act applies only
7 to property designated by a state agency for transfer on or after
8 the effective date of this Act. State agency property that is
9 designated for transfer before the effective date of this Act is
10 governed by the law in effect on the date the designation was made,
11 and the former law is continued in effect for that purpose.

12 SECTION 11. This Act takes effect September 1, 2015.

President of the Senate

Speaker of the House

I certify that H.B. No. 3438 was passed by the House on May 12, 2015, by the following vote: Yeas 144, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3438 was passed by the Senate on May 26, 2015, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor