

By: Workman

H.B. No. 2762

A BILL TO BE ENTITLED

AN ACT

relating to broker agreements for the sale of certain surplus property by a county.

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

SECTION 1. Subchapter D, Chapter 263, Local Government Code, is amended by adding Section 263.1545 to read as follows:

Sec. 263.1545. BROKER AGREEMENTS FOR THE SALE OF CERTAIN SURPLUS PROPERTY. (a) This section applies only to surplus property that:

(1) is owned by a county;

(2) uses a high level of technology;

(3) was used or will be used in connection with or for a highly specialized program; and

(4) was purchased by the county for more than \$250,000.

(b) The commissioners court of a county may enter into a broker agreement to sell surplus property described by Subsection (a) with a broker who has the expertise necessary to negotiate the sale of the surplus property. The commissioners court may pay a fee to the broker if the broker produces a ready, willing, and able buyer to purchase the surplus property.

(c) The commissioners court of a county may sell the surplus property to the ready, willing, and able buyer who submits the highest cash offer and is produced by the broker in accordance with

1 the broker agreement.

2 (d) Notwithstanding any other law, the commissioners court
3 of a county may sell surplus property under this section without
4 complying with the requirements for conducting a public auction,
5 bidding, or trade-in under other law, including the requirements
6 under Sections [263.152](#) and [263.153](#).

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section [39](#), Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2017.