

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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SENATE BILL 312*
Second Edition Engrossed 4/10/17

Short Title: Surplus Computers for Low-Income Students. (Public)

Sponsors: Senators Tarte, Brock, Hise (Primary Sponsors); Britt, Krawiec, Lee, Rabin, Sanderson, Smith-Ingram, and Waddell.

Referred to: Rules and Operations of the Senate

March 20, 2017

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE STATE SURPLUS PROPERTY AGENCY TO DISTRIBUTE
3 STATE SURPLUS COMPUTERS TO NONPROFIT ENTITIES THAT REFURBISH
4 AND DONATE COMPUTERS FOR THE BENEFIT OF LOW-INCOME STUDENTS
5 AND HOUSEHOLDS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.(a)** G.S. 143-64.02 reads as rewritten:

8 "**§ 143-64.02. Definitions.**

9 As used in Part 1 of this Article, except where the context clearly requires otherwise:

10 ...

11 (2) "Nonprofit tax exempt organizations" means ~~those nonprofit tax exempt the~~
12 following entities certified by the Internal Revenue Service as tax-exempt
13 nonprofit organizations under section 501(c)(3) of the United States Internal
14 Revenue Code of 1954: medical institutions, hospitals, clinics, health
15 centers, school systems, schools, colleges, universities, schools for the
16 mentally retarded, schools for the physically handicapped, radio and
17 television stations licensed by the Federal Communications Commission as
18 educational radio or educational television stations, public libraries, and civil
19 defense organizations, that have been certified by the Internal Revenue
20 Service as tax-exempt nonprofit organizations under section 501(c)(3) of the
21 United States Internal Revenue Code of 1954, and nonprofit entities that are
22 qualified under rules adopted by the State Surplus Property Agency of the
23 Department of Administration to refurbish computers and donate them to
24 low-income students or households throughout the State.

25"

26 **SECTION 1.(b)** G.S. 143-64.03 reads as rewritten:

27 "**§ 143-64.03. Powers and duties of the State agency for surplus property.**

28 (a) The State Surplus Property Agency is authorized and directed to:

- 29 (1) Sell all State owned supplies, materials, and equipment that are surplus,
30 obsolete, or unused and sell all seized vehicles and other conveyances that
31 the State Surplus Property Agency is authorized to sell;
- 32 (2) Warehouse such property; and
- 33 (3) Distribute such property to tax-supported or nonprofit tax-exempt
34 organizations.



1 (b) The State Surplus Property Agency is authorized and empowered to act as a
2 clearinghouse of information for agencies and private nonprofit tax-exempt organizations, to
3 locate property available for acquisition from State agencies, to ascertain the terms and
4 conditions under which the property may be obtained, to receive requests from agencies and
5 private nonprofit tax-exempt organizations, and transmit all available information about the
6 property, and to aid and assist the agencies and private nonprofit tax-exempt organizations in
7 transactions for the acquisition of State surplus property. When distributing computer
8 equipment to nonprofit entities that refurbish computers and donate them to low-income
9 students or households in this State, the State Surplus Property Agency must give consideration
10 to the counties where the computer equipment will be donated to ensure that all geographic
11 regions of the State benefit from the distributions.

12 (c) The State agency for surplus property, in the administration of Part 1 of this Article,
13 shall cooperate to the fullest extent consistent with the provisions of Part 1 of this Article, with
14 the departments or agencies of the State.

15 (d) The State agency for surplus property may sell or otherwise dispose of surplus
16 property, including motor vehicles, through an electronic auction service."

17 **SECTION 2.** This act is effective when it becomes law. Notwithstanding
18 G.S. 150B-21.1A(a), an agency may adopt an emergency rule in accordance with
19 G.S. 150B-21.1A to effectuate the provisions of this act.