

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 403

6
7 H.P. 314

House of Representatives, February 5, 1985

8 Reference to the Committee on State Government suggested and ordered
9 printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Bragg of Sidney.

11 Cosponsored by Representative Randall of East Machias and Senator
Bustin of Kennebec.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Allow Educational Institutions
18 within the State to Purchase State
19 Surplus Property.
20

21 Be it enacted by the People of the State of Maine as
22 follows:

23 Sec. 1. 5 MRSA §1811, sub-§6 is amended to read:

24 6. Surplus property. To transfer to or between
25 state departments and agencies or educational
26 institutions, or sell supplies, materials and equip-
27 ment which are surplus, obsolete or unused;

28 Sec. 2. 5 MRSA §1813, sub-§6, as amended by PL
29 1975, c. 161, is further amended to read:

30 6. Surplus property. Providing for transfer of
31 supplies, materials and equipment which are surplus
32 from one state department or agency to another which
33 may need them, and for the disposal by private and
34 public sale of supplies, materials and equipment

1 which are obsolete and unusable; provided, however,
2 that if any political subdivision in the State or any
3 educational institution enumerated in section 1813-A
4 requests to purchase any such obsolete and unusable
5 items, then the disposal shall be by private sale to
6 that political subdivision or educational
7 institution, except that other state departments or
8 agencies or educational institutions having an inter-
9 est in ~~saïd~~ that equipment shall have the option of
10 first refusal; ~~saïd~~ that equipment to be retained for
11 a period of at least one year in a current ongoing
12 program. Any item purchased by a political subdivi-
13 sion or educational institution under this section
14 shall not be sold or transferred by that political
15 subdivision for a period of 6 months from the date of
16 ~~saïd~~ the private sale and the State reserves the
17 right to refuse to sell additional equipment to a po-
18 litical subdivision or educational institution if it
19 is determined that ~~saïd~~ the political subdivision or
20 educational institution has not retained the equip-
21 ment for the required period of 6 months;

22 Sec. 3. 5 MRSa §1813-A is enacted to read:

23 §1813-A. Educational institutions; surplus property

24 As used in this chapter, unless the context oth-
25 erwise indicates, the following terms have the fol-
26 lowing meanings.

27 1. Educational institution. "Educational insti-
28 tution" means any public or private elementary, sec-
29 ondary or post-secondary school or
30 vocational-technical institute.

31 2. Surplus property; private sale to educational
32 institutions. Pursuant to this chapter and rules
33 promulgated under section 1813, the Department of Fi-
34 nance and Administration through the Bureau of Pur-
35 chases shall allow private sales of surplus property
36 to educational institutions.

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STATEMENT OF FACT

The purpose of this bill is to allow educational institutions within the State to purchase state surplus property.

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