

Session 111 - (1995-1996)

S 0111 General Bill, By Peeler, Elliott, Gregory, Rankin, Reese, M.T. Rose and Wilson

A Bill to amend Section 3-9-10, Code of Laws of South Carolina, 1976, relating to federal surplus property, so as to authorize the division of General Services to enter into agreements with federal agencies to conduct and direct the disposal of excess or surplus property of those federal agencies or the federal government, and to provide that no other state agency that receives state appropriated funds or local agency may perform this function; to amend the 1976 Code by adding Section 11-35-715 so as to require all state governmental bodies receiving state appropriated funds including the Department of Transportation to comply with provisions of law requiring the use of the Division of General Services when disposing of surplus property regardless of other exemptions which have been granted to the Consolidated Procurement Code; to amend Section 11-35-3820, relating to the allocation of the proceeds of the sale of surplus property, so as to provide that all proceeds must be applied to the credit of the governmental body owning the property for the purchase of like items; to amend Section 44-53-530, as amended, relating to the seizure, forfeiture, and sale of property used in illegal drug transactions, so as to provide that public auctions of this property must be conducted by the Division of General Services, and the Division of General Services must be notified annually of the property which has been retained by the seizing agency; to amend the 1976 Code by adding Section 50-3-115 so as to provide that public auctions of personal property seized and forfeited to the Department of Natural Resources must be conducted by the Division of General Services, to require the Division to be notified by the Department of certain property retained by it for its own use, and to provide exceptions; and to amend Section 50-11-740, as amended, relating to the confiscation, forfeiture, and sale of property used in the hunting of deer or bear at night, so as to provide that the Department of Natural Resources acting through the Division of General Services as its authorized agent shall conduct the public auctions at which this property is sold and that the sale must be conducted in the same manner surplus property is sold under the Consolidated Procurement Code.

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