

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 312*

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S312-ABA-9 [v.7]

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Amends Title [NO]
First Edition

Date April 10, 2017

Senator TARTE

1 moves to amend the bill on page 1, lines 7-23, by rewriting the lines to read:

2 "SECTION 1.(a) G.S. 143-64.02 reads as rewritten:

3 "§ 143-64.02. Definitions.

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

5 ...

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

20"

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

22 "§ 143-64.03. Powers and duties of the State agency for surplus property.

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

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

30 (b) The State Surplus Property Agency is authorized and empowered to act as a
31 clearinghouse of information for agencies and private nonprofit tax-exempt organizations, to
32 locate property available for acquisition from State agencies, to ascertain the terms and



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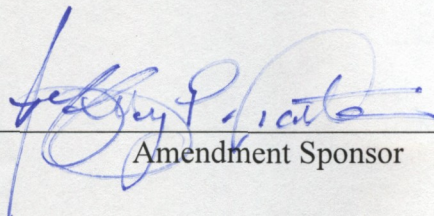
1 conditions under which the property may be obtained, to receive requests from agencies and
2 private nonprofit tax-exempt organizations, and transmit all available information about the
3 property, and to aid and assist the agencies and private nonprofit tax-exempt organizations in
4 transactions for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

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

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

14 **SECTION 2.** This act is effective when it becomes law. Notwithstanding G.S.
15 150B-21.1A(a), an agency may adopt an emergency rule in accordance with G.S. 150B-21.1A
16 to effectuate the provisions of this act."

SIGNED _____



Amendment Sponsor

SIGNED _____

Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**