

# HOUSE BILL No. 5145

December 10, 2015, Introduced by Rep. Kivela and referred to the Committee on Appropriations.

A bill to amend 1984 PA 431, entitled  
"The management and budget act,"  
by amending section 267 (MCL 18.1267), as amended by 2012 PA 237.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 267. (1) The department shall issue directives to provide  
2 for the disclosure, transfer, and disposal of surplus personal  
3 property of state agencies. ~~The~~ **EXCEPT AS OTHERWISE PROVIDED IN**  
4 **SUBSECTION (4), THE** department may dispose of surplus personal  
5 property by donating the surplus personal property to a nonprofit  
6 entity, or selling it to a unit of local government, or selling it  
7 at a public sale.

8           (2) The department may sell surplus personal property at fair  
9 market value. The department may also exchange surplus personal

1 property for goods and services at fair market value with a private  
2 company that is contracted to provide state services, and the  
3 surplus personal property is essential to providing those services.

4 (3) The department may pay necessary costs incurred in the  
5 conduct of the transfers or sale of surplus personal property  
6 including the necessary warehousing and reconditioning costs from  
7 the proceeds of the sale or by assessing a handling fee for surplus  
8 personal property being donated.

9 (4) BEGINNING JANUARY 1, 2016, PRIOR TO DONATING, DISPOSING  
10 OF, OR SELLING SURPLUS ROAD CONSTRUCTION OR MAINTENANCE EQUIPMENT  
11 THAT WAS OWNED OR OPERATED BY THE STATE TRANSPORTATION DEPARTMENT,  
12 THE STATE TRANSPORTATION DEPARTMENT SHALL MAKE THAT ROAD  
13 CONSTRUCTION OR MAINTENANCE EQUIPMENT AVAILABLE FOR SALE TO LOCAL  
14 UNITS OF GOVERNMENT IN THIS STATE. THE DEPARTMENT SHALL ISSUE  
15 DIRECTIVES TO IMPLEMENT THIS SUBSECTION.