

SENATE BILL 269

By Kelsey

AN ACT to amend Tennessee Code Annotated, Title 49,
Chapter 6, Part 20, relative to surplus property.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-2007, is amended by deleting the section and substituting instead the following:

(a) All local school systems that receive any state funds shall sell surplus property to the highest bidder after advertising in a newspaper of general circulation, or on the LEA's website, at least seven (7) days prior to the sale. The advertisement must include the instructions for bidding. The property may be sold by internet auction or by in-person bidding.

(b) As used in this section, "surplus property" is that personal property no longer having an intended use by the system or no longer capable of being used because of its condition.

(c)

(1) Surplus personal property in local school systems that has no value or has a value less than five hundred dollars (\$500) may be disposed of by any means deemed appropriate by the executive committee of the local board of education, without the necessity of bids.

(2) In order for disposal without bids, the executive committee of the local board of education must agree, in written form, that the property is of no value to the LEA, or is of a value less than five hundred dollars (\$500).

(d) This section does not apply to property leased or sold pursuant to § 49-2-203(b)(10).

(e) Notwithstanding subsections (a) or (c), an LEA may:

(1) Donate computers that have been removed from inventory in its schools to low-income families in the school district. The memory hard drives of all computers to be donated under this subsection (e) must be sanitized. The department of education shall provide guidance to LEAs as to the donation of the computers, including, but not limited to, setting standards for determining whether a family qualifies for the donation of a computer; or

(2) Dispose of computers by selling the computers back, or by trading them in, to a computer vendor or manufacturer, for the purpose of purchasing new computers, without receiving bids on the computers.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.