

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

H

1

HOUSE BILL 1950

Short Title: Durham Personal Property Disposition.

(Local)

Sponsors: Representatives Luebke; Kuczmariski, Michaux, G. Miller, and Mosley.

Referred to: Local and Regional Government I.

June 1, 1994

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE CITY OF DURHAM, THE COUNTY OF
2 DURHAM, AND THE DURHAM PUBLIC SCHOOLS TO DISPOSE OF
3 PERSONAL PROPERTY.
4

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 160A-266(c), as it applies to the City of Durham under
7 Chapter 413 of the Session Laws of 1973 reads as rewritten:

8 "(c) A city council may adopt regulations prescribing procedures for disposing of
9 personal property valued at less than ~~five hundred dollars (\$500.00)~~ ten thousand dollars
10 (\$10,000) for any one item or group of items in substitution for the requirements of this
11 Article. The regulations shall be designed to secure for the city fair market value for all
12 property disposed of and to accomplish the disposal efficiently and economically. The
13 regulations may, but need not, require published notice, and may provide for either
14 public or private exchanges and sales. The council may authorize one or more city
15 officials to declare surplus any personal property valued at less than ~~five hundred dollars~~
16 ~~(\$500.00)~~ ten thousand dollars (\$10,000) for any one item or group of items, to set its
17 fair market value, and to convey title to the property for the city in accord with the
18 regulations. A city official authorized under this section to dispose of property shall, on
19 the first day of February, report in writing to the council on any property disposed of
20 under such authorization from July 1 through December 31 of the previous year, and
21 shall on the first day of August report in writing to the council on any property disposed
22 of under such authorization from January 1 through June 30 of that year. The written
23 report shall generally describe the property sold or exchanged, to whom it was sold, or
24 with whom exchanged, and the amount of money or other consideration received for

1 each sale or exchange since the last such report was submitted. Nothing contained in
2 this Article shall be construed as prohibiting the abandonment, release, or other
3 disposition of wrecked or damaged property in settlement of claims involving damage
4 to such property."

5 Sec. 2. G.S. 160A-266(c) reads as rewritten:

6 "(c) A city council may adopt regulations prescribing procedures for disposing of
7 personal property valued at less than ~~five hundred dollars (\$500.00)~~ ten thousand dollars
8 (\$10,000) for any one item or group of items in substitution for the requirements of this
9 Article. The regulations shall be designed to secure for the city fair market value for all
10 property disposed of and to accomplish the disposal efficiently and economically. The
11 regulations may, but need not, require published notice, and may provide for either
12 public or private exchanges and sales. The council may authorize one or more city
13 officials to declare surplus any personal property valued at less than ~~five hundred dollars~~
14 ~~(\$500.00)~~ ten thousand dollars (\$10,000) for any one item or group of items, to set its
15 fair market value, and to convey title to the property for the city in accord with the
16 regulations. A city official authorized under this section to dispose of property shall, on
17 the first day of February, report in writing to the council on any property disposed of
18 under such authorization from July 1 through December 31 of the previous year, and
19 shall on the first day of August report in writing to the council on any property disposed
20 of under such authorization from January 1 through June 30 of that year. The written
21 report shall generally describe the property sold or exchanged, to whom it was sold, or
22 with whom exchanged, and the amount of money or other consideration received for
23 each sale or exchange since the last such report was submitted."

24 Sec. 3. (a) Section 1 of this act applies to the City of Durham only. Section 2
25 of this act applies only to the County of Durham and the Durham County School
26 Administrative Unit.

27 (b) This act does not supercede any other local act applicable to those units.

28 Sec. 4. This act is effective upon ratification.