

LEGISLATIVE BILL 590

Approved by the Governor May 15, 1979

Introduced by Appropriations Committee, Warner, 25,
Chmn.; Rumery, 42; Dworak, 22; Fowler, 27;
Labeledz, 5; Cope, 36; Hasebroock, 18

AN ACT to amend section 81-161.04, Reissue Revised Statutes of Nebraska, 1943, as amended by section 17, Legislative Bill 559, Eighty-sixth Legislature, First Session, 1979, relating to the Department of Administrative Services; to credit the proceeds from the sale of certain aircraft as prescribed; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 81-161.04, Reissue Revised Statutes of Nebraska, 1943, as amended by section 17, Legislative Bill 559, Eighty-sixth Legislature, First Session, 1979, be amended to read as follows:

81-161.04. Whenever any using agency shall have any personal property for which it no longer has any need or use, it shall notify the materiel division of the Department of Administrative Services in writing, setting forth a description of the property and the approximate length of time that such property has been in the possession of the using agency. The materiel division of the Department of Administrative Services shall appraise such property and send a bulletin to all other using agencies of the state, setting forth that he or she has such property for sale and that it can be bought at the appraised price. Such property shall not be sold until first offered to the using agencies as provided by this section, unless such property is unusable. If the materiel division of the Department of Administrative Services shall fail to receive an offer from any using agency, it may sell or dispose of such property by such method as is to the best advantage of the State of Nebraska, with priorities given to other political subdivisions of state government, including auction, sealed bid, private or public sale or trade-in for other property. All sales shall be made in the name of the state and the proceeds of such sales shall be deposited with the State Treasurer and credited to the General Fund unless the agency shall certify to the materiel division of the Department of Administrative Services that the property was purchased in part or in total from either cash accounts or federal funds, or from a percentage of such accounts or funds, in which event the proceeds of the sale to that extent shall be credited to the cash or

federal account in the percentage used in originally purchasing the property; Provided, that the cost of selling such surplus property shall be deducted from the proceeds of the property being sold; and provided further, that the proceeds received from the sale of passenger-carrying motor vehicles originally purchased with money from the General Fund, less the selling costs, shall be deposited in the state treasury and by the State Treasurer credited to the Transportation Services Bureau Revolving Fund, and the proceeds received from the sale of micrographic equipment, other than that of the University of Nebraska and state colleges, less the selling costs, shall be deposited in the state treasury and by the State Treasurer credited to the Records Management Micrographics Services Revolving Fund, and the proceeds received from the sale of aircraft, less the selling costs shall be deposited in the state treasury and by the State Treasurer credited to the Department of Aeronautics Cash Fund.

Sec. 2. That original section 81-161.04, Reissue Revised Statutes of Nebraska, 1943, as amended by section 17, Legislative Bill 559, Eighty-sixth Legislature, First Session, 1979, is repealed.