

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2106

52nd Legislature
1991 Regular Session

Passed by the House March 18, 1991
Yeas 98 Nays 0

**Speaker of the
House of Representatives**

Passed by the Senate April 12, 1991
Yeas 39 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2106** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

Secretary of State
State of Washington

HOUSE BILL 2106

Passed Legislature - 1991 Regular Session

State of Washington 52nd Legislature 1991 Regular Session

By Representatives Anderson, Moyer, O'Brien, Bowman, Pruitt, Grant, Padden, Chandler, Nelson, Prentice, Belcher, McLean, Jones, Ferguson, Sheldon, Vance, Holland, Kremen, Braddock, Wood, Zellinsky, Orr, Van Luven, Heavey, Wineberry, Beck, Winsley, Day, Ogden, Lisk, Leonard, Dellwo, Rayburn, Wang, Roland, Forner and Brekke.

Read first time February 25, 1991. Referred to Committee on State Government.

1 AN ACT Relating to the donation by the department of general
2 administration of personal property to shelters that serve homeless
3 persons; amending RCW 43.19.1919; adding a new section to chapter 43.19
4 RCW; and creating a new section.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** The legislature finds that (1) there are
7 an increasing number of persons who are unable to meet their basic
8 needs relating to shelter, clothing, and nourishment; (2) there are
9 many nonprofit organizations and units of local government that provide
10 shelter and other assistance to these persons but that these
11 organizations are finding it difficult to meet the increasing demand
12 for such assistance; and (3) the numerous agencies and institutions of
13 state government generate a significant quantity of surplus, tangible
14 personal property that would be of great assistance to homeless persons
15 throughout the state. Therefore, the legislature finds that it is in

1 the best interest of the state to provide for the donation of state-
2 owned, surplus, tangible property to assist the homeless in meeting
3 their basic needs.

4 **Sec. 2.** RCW 43.19.1919 and 1989 c 144 s 1 are each amended to read
5 as follows:

6 Except as provided in section 3 of this act, the division of
7 purchasing shall sell or exchange personal property belonging to the
8 state for which the agency, office, department, or educational
9 institution having custody thereof has no further use, at public or
10 private sale, and cause the moneys realized from the sale of any such
11 property to be paid into the fund from which such property was
12 purchased or, if such fund no longer exists, into the state general
13 fund: PROVIDED, Sales of capital assets may be made by the division of
14 purchasing and a credit established in central stores for future
15 purchases of capital items as provided for in RCW 43.19.190 through
16 43.19.1939, as now or hereafter amended: PROVIDED FURTHER, That
17 personal property, excess to a state agency, including educational
18 institutions, shall not be sold or disposed of prior to reasonable
19 efforts by the division of purchasing to determine if other state
20 agencies have a requirement for such personal property. Such
21 determination shall follow sufficient notice to all state agencies to
22 allow adequate time for them to make their needs known. Surplus items
23 may be disposed of without prior notification to state agencies if it
24 is determined by the director of general administration to be in the
25 best interest of the state. The division of purchasing shall maintain
26 a record of disposed surplus property, including date and method of
27 disposal, identity of any recipient, and approximate value of the
28 property: PROVIDED, FURTHER, That this section shall not apply to
29 personal property acquired by a state organization under federal grants

1 and contracts if in conflict with special title provisions contained in
2 such grants or contracts.

3 This section does not apply to property under RCW 27.53.045.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.19 RCW
5 to read as follows:

6 The division of purchasing may donate state-owned, surplus,
7 tangible personal property to shelters that are: Participants in the
8 department of community development's emergency shelter assistance
9 program; and operated by nonprofit organizations or units of local
10 government providing emergency or transitional housing for homeless
11 persons. A donation may be made only if all of the following
12 conditions have been met:

13 (1) The division of purchasing has made reasonable efforts to
14 determine if any state agency has a requirement for such personal
15 property and no such agency has been identified. Such determination
16 shall follow sufficient notice to all state agencies to allow adequate
17 time for them to make their needs known;

18 (2) The agency owning the property has authorized the division of
19 purchasing to donate the property in accordance with this section;

20 (3) The nature and quantity of the property in question is directly
21 germane to the needs of the homeless persons served by the shelter and
22 the purpose for which the shelter exists and the shelter agrees to use
23 the property for such needs and purposes; and

24 (4) The director of general administration has determined that the
25 donation of such property is in the best interest of the state.