

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2106**

Chapter 216, Laws of 1991

52nd Legislature  
1991 Regular Session

HOMELESS PERSONS--DONATIONS OF PERSONAL PROPERTY BY  
DEPARTMENT OF GENERAL ADMINISTRATION

EFFECTIVE DATE: 7/28/91

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

JOE KING  
**Speaker of the  
House of Representatives**

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

JOEL PRITCHARD  
**President of the Senate**

Approved May 16, 1991

BOOTH GARDNER  
**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.

ALAN THOMPSON  
**Chief Clerk**

FILED

May 16, 1991 - 10:36 a.m.

Secretary of State  
State of Washington



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HOUSE BILL 2106

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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.

Passed the House March 18, 1991.

Passed the Senate April 12, 1991.

Approved by the Governor May 16, 1991.

Filed in Office of Secretary of State May 16, 1991.