

#### Part 4. Miscellaneous.

##### **§ 143-64.8. Distribution of surplus property for disaster recovery.**

(a) Notwithstanding any provision of Part 1 or Part 2 of this Article, the Department of Administration as the State Surplus Property Agency and State agency for federal surplus property shall regularly publish on its website a list of all heavy construction equipment and motor vehicles in its possession and control for review and consideration by units of local government and member organizations of Volunteer Organizations Active in Disasters (hereinafter "VOAD member") as to the useability of the equipment and motor vehicles for disaster recovery efforts in the State of North Carolina. The Department shall loan the property to units of local government and VOAD members on a first-come basis for a period of five years without assessing or collecting any service charge or fee; provided, however, any distribution of property obtained from the United States of America shall comply with federal guidelines for the distribution of federal surplus property and the provisions of G.S. 143-64.2(f). Property loaned to a unit of local government or VOAD member under this section shall not be transferred to another entity by the unit or VOAD member. After the expiration of the five-year time period, the property loaned under this section shall become the property of the unit of local government or VOAD member, as appropriate, and they may sell or otherwise dispose of the property. Any proceeds or benefit received by a VOAD member from the disposition or sale of the property shall be used for a public purpose only. The use of proceeds or benefits received from the sale of the property by a unit of local government is for a public purpose.

(b) The Department of Administration shall maintain a record of each piece of construction equipment and each motor vehicle distributed under subsection (a) of this section, the unit of local government or VOAD member to which the equipment and/or motor vehicle was distributed, and the approximate value of the equipment and/or motor vehicle at the time of distribution. Not later than February 1 of each fiscal year, the Department shall submit a report detailing the distributions to the House Appropriations Committee on General Government, the Senate Appropriations Committee on General Government and Information Technology, and the Fiscal Research Division. (2025-2, s. 5.4(b).)