

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 96

Short Title: Local Government Surplus Property Donations. (Public)

Sponsors: Representatives Faison; Bell, Hughes, and Lucas.

Referred to: Rules, Calendar, and Operations of the House.

February 10, 2009

A BILL TO BE ENTITLED

1 AN ACT CLARIFYING THE AUTHORITY OF COUNTIES TO DONATE SURPLUS,
2 OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL
3 UNITS OR TO NONPROFIT ORGANIZATIONS.
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 160A-280(a) reads as rewritten:

7 "(a) A city or a county may donate to a another governmental unit within the United
8 States, a sister city, or a nonprofit organization incorporated by (i) the United States, (ii) the
9 District of Columbia, or (iii) one of the United States, any personal property, including
10 supplies, materials, and equipment, that the governing board deems to be surplus, obsolete, or
11 unused. The governing board of the city or county shall post a public notice at least five days
12 prior to the adoption of a resolution approving the donation. The resolution shall be adopted
13 prior to making any donation of surplus, obsolete, or unused personal property. For purposes of
14 this section a sister city is a city in a nation other than the United States that has entered into a
15 formal, written agreement or memorandum of understanding with the donor city for the
16 purposes of establishing a long term partnership to promote communication, understanding,
17 and goodwill between peoples and to develop mutually beneficial activities, programs, and
18 ideas. The agreement or memorandum of understanding establishing the sister city relationship
19 shall be signed by the mayors or chief elective officer of both the donor and recipient cities."

20 **SECTION 2.** This act is effective when it becomes law.

