

## LEGISLATIVE BILL 1452

Approved by the Governor March 29, 1972

Introduced by Wayne W. Ziebarth, 37th District

AN ACT to amend section 81-161.04, Revised Statutes Supplement, 1969, and section 81-1010, Revised Statutes Supplement, 1971, relating to the Department of Administrative Services; to provide for disposition of proceeds of sale of passenger-carrying motor vehicles; to provide for purchase of vehicles from the proceeds of the sale of surplus passenger-carrying motor vehicles as prescribed; to repeal the original sections; and to declare an emergency.

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

Section 1. That section 81-161.04, Revised Statutes Supplement, 1969, 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 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 within thirty days, he it may, after obtaining approval of the Governor, sell or dispose of such property by such method as is to the best advantage of the State of Nebraska 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.

Sec. 2. That section 81-1010, Revised Statutes Supplement, 1971, be amended to read as follows:

81-1010. The chief of the transportation services bureau shall have the following duties, powers and responsibilities:

(1) To establish standards for which a state agency may qualify for the full-time assignment of state-owned motor vehicles;

(2) To create a motor pool or motor pools for the use of agencies whose travel requirements do not meet the qualifications set out in subdivision (1) of this section;

(3) To repair, maintain, and lease to state agencies all vehicles owned by the transportation services bureau and approve the acquisition, sale or trade of each and every state-owned vehicle made by the materiel division of the Department of Administrative Services;

(4) To consult with the various state agencies using state vehicles and write specifications for state-owned vehicles to be purchased by the materiel division; and

(5) To provide for the purchase only of vehicles used primarily for the transportation of state employees from funds received from the sale of surplus passenger-carrying motor vehicles; and

~~(5)~~ (6) To present to the accounting division of the Department of Administrative Services cost and maintenance records of state-owned vehicles so that the various state agencies which use state-owned vehicles may be billed for such use. Income arising from these billings shall be deposited to the Transportation Services Bureau Revolving Fund, which is hereby created. All expenses of acquisition, operation, and maintenance of state-owned vehicles used primarily for transportation of state employees shall be paid from such fund. The

Department of Administrative Services shall develop a system of time and mileage charges for the purpose of billing the various state agencies for their vehicle usage. The daily, weekly, or monthly charge shall cover all fixed expenses of such vehicles and the mileage charge shall cover the variable costs of operation. All salaries, capital equipment other than vehicle acquisition, capital construction, and other administrative costs of this bureau shall be paid out of appropriations from the General Fund.

Sec. 3. That original section 81-161.04, Revised Statutes Supplement, 1969, and section 81-1010, Revised Statutes Supplement, 1971, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.