1   AN ACT relating to local government surplus property.

2   *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3   ➔Section 1.   KRS 45A.425 is amended to read as follows:

4   (1)   A local public agency may sell or otherwise dispose of any personal property which

5   is not needed or has become unsuitable for public use, or which would be suitable,

6   consistent with the public interest, for some other use.

7   (2)   A written determination as to need of suitability of any personal property of the

8   local public agency shall be made; and such determination shall fully describe the

9   personal property; its intended use at the time of acquisition; the reasons why it is in

10   the public interest to dispose of the item; and the method of disposition to be used.

11   (3)   Surplus or excess personal property as described in this section may be transferred,

12   with or without compensation, to another governmental agency; or it may be sold at

13   public auction or by sealed bids in accordance with KRS 45A.365.

14   (4)   In the event that a local public agency receives no bids for surplus or excess

15   personal property, either at public auction or by sealed bid, such property may be

16   disposed of, consistent with the public interest, in any manner deemed appropriate

17   by the local public agency. In such instances, a written description of the property,

18   the method of disposal, and the amount of compensation, if any, shall be made. Any

19   compensation resulting from the disposal of surplus or excess personal property

20   shall be transferred to the general fund of the local public agency.

21   (5)   A local board of education may dispose of its surplus technology in accordance with

22   KRS 160.335.

23   *(6)   Notwithstanding subsections (1) to (4) of this section, a city, urban-county*

24   *government, or consolidated local government that has adopted KRS 45A.345 to*

25   *45A.460 may dispose of surplus property using the procedures in KRS 82.083.*