State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 4356

04/12/2018   Authored by Haley
The bill was read for the first time and referred to the Committee on Education Finance

1.1   A bill for an act

1.2   relating to education; waiving surplus federal property fees for school districts and
1.3   state colleges and universities; amending Minnesota Statutes 2016, section
1.4   16B.2975, subdivision 3.

1.5   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6   Section 1. Minnesota Statutes 2016, section 16B.2975, subdivision 3, is amended to read:

1.7   Subd. 3. **Authorization.** (a) The commissioner is the state agency designated to transfer,

1.8   purchase, accept, sell, or dispose of surplus property for the state and for the benefit of any

1.9   other governmental unit or nonprofit organization for any purpose authorized by state and

1.10   federal law and in accordance with state and federal rules and regulations. Any governmental

1.11   unit or nonprofit organization may designate the commissioner to purchase or accept surplus

1.12   property for it upon mutually agreeable terms and conditions. The commissioner may

1.13   acquire, accept, warehouse, and distribute surplus property and charge a fee to cover any

1.14   expenses incurred in connection with any of these acts.

1.15   (b) Federal surplus property that has been transferred to the state for donation to public

1.16   agencies and nonprofit organizations must be transferred or sold in accordance with the

1.17   plan developed under paragraph (c). Expenses incurred in connection with the acquisition,

1.18   warehousing, distribution, and disposal of federal surplus property must be paid from the

1.19   surplus services revolving fund. Proceeds of sales, minus any expenses, must be deposited

1.20   in the surplus services revolving fund.

1.21   (c) The commissioner shall develop a detailed plan for disposal of donated federal

1.22   property in conformance with state law and federal regulations. The plan must be submitted

Section 1.   1

2.1　　to the governor for certification and submission to the federal administrator of general

2.2　　services.

2.3　　　(d) The commissioner, after consultation with one or more nonprofit organizations with

2.4　　an interest in providing housing for homeless veterans and their families, may acquire

2.5　　property from the United States government that is designated by the General Services

2.6　　Administration as surplus property. The commissioner may lease the property to a qualified

2.7　　nonprofit organization that agrees to develop or rehabilitate the property for the purpose of

2.8　　providing suitable housing for veterans and their families. The lease agreement with the

2.9　　nonprofit organization may require that the property be developed for use as housing for

2.10　homeless and displaced veterans and their families and for veterans and their families who

2.11　lose their housing.

2.12　　　(e) The commissioner may not charge a fee to a school district or a Minnesota state

2.13　college or university in connection with the transfer of federal surplus property to that entity.

2.14　Each fiscal year, the commissioner must certify to the commissioner of management and

2.15　budget the total amount of expenses that were unreimbursed under the fee waiver in this

2.16　paragraph, in an amount less than or equal to $........ The commissioner of management and

2.17　budget shall transfer the amount of certified costs from the general fund and deposit it in

2.18　the surplus services revolving fund. Transfers may occur quarterly, based on quarterly cost

2.19　and revenue reports, with final rectification and reconciliation after each fiscal year. Amounts

2.20　necessary to fund the transfers required by this paragraph are appropriated in each fiscal

2.21　year from the general fund to the commissioner of management and budget.