S T A T E  O F  N E W  Y O R K

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I N  A S S E M B L Y

January 12, 2012

Introduced by M. of A. TEDISCO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the state finance law, in relation to enacting the "New York state used resources accountability act"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. This act shall be known and may be cited as the "New York state used resources accountability act".

S 2. The state finance law is amended by adding a new section 129 to read as follows:

S 129. DISPOSAL OF CAPITAL RESOURCES; APPROVAL BY THE COMPTROLLER. 1. DEFINITIONS. FOR PURPOSES OF THIS SECTION THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

A. "STATE AGENCY" SHALL MEAN ANY STATE DEPARTMENT, BOARD, BUREAU, DIVISION, COMMISSION, COMMITTEE, PUBLIC AUTHORITY, PUBLIC BENEFIT CORPORATION, COUNCIL, OFFICE, ANY OTHER GOVERNMENTAL ENTITY PERFORMING A GOVERNMENTAL OR PROPRIETARY FUNCTION FOR THE STATE, THE UNIVERSITY OF THE STATE OF NEW YORK AND THE CITY UNIVERSITY OF NEW YORK; AND

B. "USED CAPITAL RESOURCES" SHALL MEAN AND INCLUDE MOTOR VEHICLES, COMPUTERS, COMMUNICATIONS EQUIPMENT, ELECTRONICS, OFFICE FURNITURE AND FURNISHINGS, INCLUDING, BUT NOT LIMITED TO, DESKS, CHAIRS, TABLES, BOOKCASES AND CABINETS, AND ANY OTHER CAPITAL RESOURCES OWNED BY A STATE AGENCY OR OFFICE OF THE LEGISLATURE WITH A VALUE OF FIFTY DOLLARS OR MORE.

2. NO STATE AGENCY OR OFFICE OF THE LEGISLATURE SHALL DISCARD OR DISPOSE OF ANY USED CAPITAL RESOURCES WITHOUT FIRST OBTAINING AUTHORIZATION FROM THE STATE COMPTROLLER TO DISCARD OR DISPOSE OF SUCH RESOURCES. SUCH AUTHORIZATION SHALL BE OBTAINED IN A MANNER AND FORM TO BE DETERMINED BY THE COMPTROLLER. THE COMPTROLLER SHALL ONLY AUTHORIZE CAPITAL RESOURCES TO BE DISCARDED OR DISPOSED OF BY A STATE AGENCY OR OFFICE OF THE LEGISLATURE UPON A FINDING THAT:

A. SUCH CAPITAL RESOURCE IS NO LONGER USEFUL TO SUCH STATE AGENCY OR OFFICE OF THE LEGISLATURE; AND

B. SUCH CAPITAL RESOURCE HAS A VALUE OF LESS THAN FIFTY DOLLARS.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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3. UPON A FINDING BY THE COMPTROLLER THAT A CAPITAL RESOURCE IS NO LONGER USEFUL TO A STATE AGENCY OR OFFICE OF THE LEGISLATURE AND SUCH CAPITAL RESOURCE HAS A VALUE OF LESS THAN FIFTY DOLLARS, THE COMPTROLLER SHALL AUTHORIZE SUCH STATE AGENCY OR OFFICE OF THE LEGISLATURE TO DISCARD OR DISPOSE OF SUCH CAPITAL RESOURCE. WITHOUT SUCH A FINDING, SUCH STATE AGENCY OR OFFICE OF THE LEGISLATURE SHALL LIST OR PLACE SUCH CAPITAL RESOURCES ON AT LEAST TWO INTERNET SITES FOR SALE OR AUCTION.

S 3. This act shall take effect on the sixtieth day after it shall have become a law.