

Chapter 200-360 WAC
((OFFICE OF STATE PROCUREMENT)) SURPLUS PROPERTY OPERATIONS

AMENDATORY SECTION (Amending WSR 11-23-093, filed 11/17/11, effective 11/17/11)

WAC 200-360-015 Surplus property—Exceptions to disposal priorities. Excess and/or surplus property may be disposed of without offering to other state agencies if the director of ((~~general administration~~)) enterprise services determines that it is in the best interest of the state. In this event, the following guidelines will apply:

(1) Items will be transferred or sold for reasonable cost if practical.

(2) Items for which a reasonable cost cannot be obtained will be donated to a nonprofit organization (which is registered under state law and exempt from federal income tax liability) with an ongoing equipment rehabilitation program.

(3) Recipients of donated items, if not designated by the director of ((~~general administration~~)) enterprise services, will be determined by ((~~state~~)) surplus property operations.

(4) Successful donees will be notified by ((~~state~~)) surplus property operations and removal will be the responsibility of the donee.

(5) Items that can be documented to have a higher overhead cost than can be realized from their sale, can, at the discretion of the director of ((~~general administration~~)) enterprise services, be scrapped or dumped if there is not an acceptable donee organization available.

(6) All surplus actions, including those described in the regulation, will require submittal of ((~~the appropriate surplus document form to general administration~~)) a property disposal request to enterprise services.

AMENDATORY SECTION (Amending WSR 11-23-093, filed 11/17/11, effective 11/17/11)

WAC 200-360-020 Surplus property—Intent of state surplus priorities. Surplus property purchased, transferred or donated pursuant to the priorities of WAC ((~~236-48-190~~)) 200-360-010 (1) through (5) is intended for the sole use of the purchaser, transferee or donee. Entities with priority under WAC ((~~236-48-190~~)) 200-360-010 (1) through (5) shall not profit from the immediate resale of surplus property.

The director of ((~~general administration~~)) enterprise services may take action against accounts in arrears or priority buyers who do not comply with the intent of this section. An account is in arrears when it is sixty days past due or ninety days past issuance of invoice. Such action includes, but is not limited to, cancellation or suspension of shopping privileges, cancellation or suspension of priority shopping status.

AMENDATORY SECTION (Amending WSR 11-23-093, filed 11/17/11, effective 11/17/11)

WAC 200-360-040 Guarantee of quality, etc., state responsibility for—Surplus property. All sales of surplus property are "as is," and the state takes no responsibility for and makes no guarantees with respect to items sold: Provided(~~(7)~~) that the state shall make a statement of the condition of the merchandise, including major known defects, before sale. No sale shall be invalid due to defects discovered after sale which may have been discovered by a reasonable inspection of the property before sale.