

From: Patel, Swati
To: Pitts, Ted <TedPitts@gov.sc.gov>
Soura, Christian <ChristianSoura@gov.sc.gov>
CC: Veldran, Katherine <KatherineVeldran@gov.sc.gov>
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Subject: H. 3180 - Crossed over to Senate

Please let me know your thoughts on this bill which is moving very fast. Basically the bill bypasses requirements in current law that says the Budget and Control Board must sell surplus state property. This bill says that a national guard armory that is vacated in Clover can be transferred without payment to the Town of Clover.

Reps Pope and Moss are sponsors.

Whereas, the National Guard Armory located at 301 Memorial Drive, Clover, South Carolina, has been vacated by the Army National Guard; and

Whereas, the Town of Clover will use the armory for the benefit of the community. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Notwithstanding the provisions of Sections 25-1-1660 and 1-11-58 of the 1976 Code and Act 248 of 2004, the State Budget and Control Board is directed to transfer ownership of the Clover National Guard Armory located at 301 Memorial Drive, Clover, South Carolina, to the Town of Clover, South Carolina.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

SECTION 25-1-1660. Transfer of surplus armories to political subdivisions.

The State Budget and Control Board may transfer to a political subdivision ownership of a national guard armory being replaced and declared surplus if the political subdivision has donated real property for use as a site for a replacement armory.

SECTION 1-11-58. Annual inventory and report; review; sale of surplus property.

(1) Every state agency, as defined by law, shall annually perform an inventory and prepare a report of all residential and surplus real property owned by it. The report shall be submitted to the State Budget and Control Board, Office of General Services, on or before June thirtieth and shall indicate current use, current value, and projected use of the property. Property not currently being utilized for necessary agency operations shall be made available for sale and funds received from the sale of the property shall revert to the general fund.

(2) The Office of General Services will review the annual reports addressing real property submitted to it and determine the real property which is surplus to the State. A central listing of such property will be maintained for reference in reviewing subsequent property acquisition needs of agencies.

(3) Upon receipt of a request by an agency to acquire additional property, the Office of General Services shall review the surplus property list to determine if the agency's needs can be met from existing state-owned property. If such property is identified, the Office of General Services shall act as broker in transferring the property to the requesting agency under terms and conditions that are mutually agreeable to the agencies involved.

(4) The Budget and Control Board may authorize the Office of General Services to sell any unassigned surplus real property. The Office of General Services shall have the discretion to determine the method of disposal to be used, which possible methods include: auction, sealed bids, listing the property with a private broker or any other method determined by the Office of General Services to be commercially reasonable considering the type and location of property involved.

HISTORY: 1997 Act No. 153, Section 2.

Swati S. Patel
Chief Legal Counsel
Office of the Governor.South Carolina

1205 Pendleton Street
Columbia, SC 29201
DD 803.734.5095