

Regular Session, 2014

SENATE BILL NO. 614

BY SENATOR LAFLEUR

PUBLIC PROPERTY. Provides for the transfer of electronic devices to certain nonprofit entities. (8/1/14)

1 AN ACT

2 To enact R.S. 49:125.1, relative to the sale of surplus property; to allow for the transfer of  
3 surplus electronic devices to certain nonprofit entities; to require the nonprofit  
4 entities to perform certain services; to provide definitions, terms, conditions, and  
5 requirements; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 49:125.1 is hereby enacted to read as follows:

8 **125.1. Electronic device; transfer**

9 **A. Prior to the sale of surplus electronic devices, any political**  
10 **subdivision of the state is hereby authorized to transfer surplus electronic**  
11 **devices to a nonprofit entity that is certified by R-2 Solutions or the e-Stewards**  
12 **Initiative. In exchange for the electronic device, the nonprofit entity shall**  
13 **perform services that are proportionate to at least the value of the electronic**  
14 **device. These services shall, at a minimum, include the pick-up from the**  
15 **location specified by the transferring political subdivision and erasure of the**  
16 **hard drives or memory of the electronic device to certified standards in order**  
17 **to ensure personal privacy protection. The nonprofit shall also ensure**

1           environmental protection of the electronic device by a responsible recycling  
 2           process that guarantees the electronic device shall not be disposed of in a  
 3           sanitary landfill or solid waste disposal facility, as defined in R.S. 30:2153.

4           B. When used in this Section, "electronic device" shall mean a device or  
 5           a component thereof that contains one or more circuit boards and is used  
 6           primarily for data transfer or storage, communication, or entertainment  
 7           purposes, including, but not limited, to desktop and laptop computers,  
 8           computer peripherals, monitors, copying machines, scanners, printers, radios,  
 9           televisions, camcorders, video cassette recorders, compact disc players, digital  
 10           video disc players, MP3 players, telephones, including cellular and portable  
 11           telephones, and stereos.

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The original instrument was prepared by J. W. Wiley. The following digest, which does not constitute a part of the legislative instrument, was prepared by Kari B. Couvillon.

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#### DIGEST

LaFleur (SB 614)

Proposed law allows, prior to the sale of surplus electronic devices, that any political subdivision of the state may transfer surplus electronic devices to a nonprofit entity that is certified by R-2 Solutions or the e-Stewards Initiative.

Proposed law requires the nonprofit entity to pick-up, from the location specified by the transferring political subdivision, and erase the hard drives or memory of the electronic device to certified standards. Further requires the nonprofit entity to ensure environmental protection of the electronic device by a responsible recycling process that guarantees the electronic device will not be disposed of in a sanitary landfill or solid waste disposal facility.

Present law provides for the definition of a "sanitary landfill" and "solid waste disposal facility".

Proposed law provides for the definition of an "electronic device".

Effective August 1, 2014.

(Adds R.S. 49:125.1)

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Finance to the original bill

1. Removes reference to the state or any board, commission, department or agency of the state.

2. Provides that pick-up of electronic devices shall be from the location specified by the transferring political subdivision.
3. Technical amendment.