



PUBLIC SCHOOLS OF NORTH CAROLINA

DEPARTMENT OF PUBLIC INSTRUCTION | June St. Clair Atkinson, Ed.D., *State Superintendent*

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January 5, 2015

MEMORANDUM

TO: All Transportation Directors

FROM: Derek Graham, Section Chief *DSG*
Transportation Services

SUBJECT: Disposal of Property

When an LEA transportation department determines that property is no longer needed, the LEA may use one of several means to dispose of that property. Processes for the sale of yellow school buses are well defined and coordinated through DPI Transportation Services. There are several options for other kinds of materials.

The most straightforward way to dispose of materials (e.g. scrap tires, scrap metal, batteries, antifreeze, etc.) is through the State Surplus Property (SSP) agency which has several convenience contracts and will list other items for bid. DPI field consultants are available to list items for bid with SSP. [General Statute 143, Article 3A](#) authorizes SSP to sell LEA property.

LEAs may take scrap metal – including authorized buses – to a scrap metal dealer and the proceeds check, made payable to NCDPI, must be sent to DPI Transportation Services.

According to public school law, General Statute [115C-518](#), when property owned by a local education agency (LEA) is deemed unnecessary or undesirable for LEA purposes, the LEA may also dispose of such according to the procedures prescribed in General Statutes, Chapter 160A, Article 12. This article refers to the disposal of property by a North Carolina city. When applying [Chapter 160A, Article 12](#), the “city”, “council” or any specific city official are deemed to refer, respectively, to the LEA, the board of education and the LEA official who most nearly performs the same duties. Options for disposal of personal property include:

- (1) Private negotiation and sale; (requires local board action)
- (2) Advertisement for sealed bids;
- (3) Negotiated offer, advertisement, and upset bid;
- (4) Public auction;
- (5) Exchange. (requires local board action).

RELEVANT LINKS:

G.S. 143, Article 3A http://www.ncleg.net/enactedlegislation/statutes/html/byarticle/chapter_143/article_3a.html

G.S. 115C-518 www.ncleg.net/enactedlegislation/statutes/html/byarticle/chapter_115c/article_37.html

G.S. 160A, Article 12 http://www.ncleg.net/enactedlegislation/statutes/html/byarticle/chapter_160a/article_12.html

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