

Sam Houston State University
A Member of The Texas State University System

Finance & Operations Procurement and Business Services Policy FO-PUR-15
How to Lease Out Animals

AUTHORITY

No authority could be found in state law to permit the leasing of state property to a private party. The Texas Constitution prohibits the state from granting "credit." Placement of state property, such as animals purchased with state funds, on private property could be viewed as lending the animals to the owner of the private property for their personal benefit. Article 601b prohibits the use of state property for personal gain or benefit and makes no provision for leasing of state property to a private party. Therefore, state owned property shall not be placed with, lent to, or leased to a private party.

No authority could be found in the Rules and Regulations of The Texas State University System to permit the leasing of University owned property originally obtained with local funds to a private party. Regent's rules do address the "use of grounds and physical facilities," Section VII 3.3, but do not discuss the use of other property. Therefore, approval of the President is necessary prior to the placement, lending, or leasing of University owned property.

Reviewed by: Tessy Rappe', AVP Finance and Operations
 Renee' Starns, Exec. Director, Procurement and Business Services

Review Date: May 2017

Next Review Date: May 2020