**Section 5020.430 Waiver of Conditions or Restrictions**

a) The SASP shall amend, modify or grant release of any term, condition, reservation or restriction the SASP has imposed on the transfer, use, or disposal of surplus property when:

1) The conditions which make the waiver necessary include but are not limited to the type of equipment, the condition of equipment, that which is in the best interest of the public welfare, health and safety of the donee organization; and

2) The conditions which make the waiver necessary have been reduced to writing; and

3) The conditions which make the waiver necessary have received federal General Services' Administration's approval.

b) The SASP may reduce the restriction periods on motor vehicles subject to federal approval, or items of surplus property having a unit acquisition cost of $5,000 or more when the SASP feels good and sufficient reason is present. Good and sufficient reasons shall include, but are not limited to, condition of the property and proposed use (i.e., secondary, cannibalization).

c) The SASP shall not grant recipients release from any federal regulation or law unless specifically authorized by federal regulation or law to do so. The Department of Central Management Services shall base its decision on whether to grant a recipient release from any federal regulation or law according to the standards in, and provisions of, 41 CFR 102-37.130 through 515 (2023)

(Source: Amended at 48 Ill. Reg. 11297, effective July 16, 2024)