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**Note:** For information on purchasing technological equipment with the instructional materials and technology allotment, see CMD.

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**Technology Lending Program Grant**

A district may apply to the commissioner of education to participate in the technology lending grant program established under Education Code 32.301. *Education Code 32.301(b)*

A district may use a grant awarded under this program or other local funds to purchase, maintain, and insure equipment for a technology lending program. Equipment purchased by a district with a grant is the property of the district. *Education Code 32.303*

**Transfer of Equipment to Students**

A district may transfer to a student enrolled in the district:

1. Any data processing equipment donated to the district, including equipment donated by a private donor, or a state eleemosynary institution or state agency under Government Code 2175.905 [see Fees, below];
2. Any equipment purchased by the district, to the extent consistent with the provisions at Use of Public Funds, below; and
3. Any surplus or salvage equipment owned by the district.

*Education Code 32.102(a)*

Before transferring data processing equipment to a student, a district must:

1. Adopt rules governing transfers, including provisions for technical assistance to the student by the district;
2. Determine that the transfer serves a public purpose and benefits the district; and
3. Remove from the equipment any offensive, confidential, or proprietary information, as determined by the district.

*Education Code 32.104*

Donations

A district may accept:

1. Donations of data processing equipment for transfer under these provisions; and
2. Gifts, grants, or donations of money or services to purchase, refurbish, or repair data processing equipment.

*Education Code 32.102(b)*

<i>Fees</i>	A state eleemosynary institution or institution or agency of higher education or other state agency may not collect a fee or other reimbursement from a district for surplus or salvage data processing equipment transferred to the district. <i>Gov't Code 2175.905(c)</i>
Use of Public Funds	A district may spend public funds to: <ol style="list-style-type: none"><li>1. Purchase, refurbish, or repair any data processing equipment transferred to a student; and</li><li>2. Store, transport, or transfer data processing equipment under these provisions.</li></ol> <p><i>Education Code 32.105</i></p>
Eligibility	A student is eligible to receive data processing equipment under these provisions only if the student does not otherwise have home access to data processing equipment, as determined by the district. A district shall give preference to educationally disadvantaged students. <i>Education Code 32.103</i>
Return of Equipment	Except as provided below, a student who receives data processing equipment from a district under these provisions shall return the equipment to the district not later than the earliest of: <ol style="list-style-type: none"><li>1. Five years after the date the student receives the equipment;</li><li>2. The date the student graduates;</li><li>3. The date the student transfers to another district; or</li><li>4. The date the student withdraws from school.</li></ol> <p>The requirements above do not apply if, at the time the student is required to return the equipment, the district determines that the equipment has no marketable value.</p> <p><i>Education Code 32.106</i></p>
Data Processing	"Data processing" means information technology equipment and related services designed for the automated storage, manipulation, and retrieval of data by electronic or mechanical means. <i>Gov't Code 2054.003(3); Education Code 32.101</i>