

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 776  
House Committee Substitute Favorable 7/8/99

Short Title: Amend Purchase and Contract Exemptions.

(Public)

Sponsors:

Referred to:

April 7, 1999

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND THE LAW EXEMPTING CERTAIN GOVERNMENTAL  
3 ENTITIES FROM STATE PURCHASE AND CONTRACT REQUIREMENTS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 113-315.36 reads as rewritten:

6 "**§ 113-315.36. ~~Purchase of supplies, material, equipment, and building~~ Building**  
7 **contracts.**

8 (a) The following general laws, to the extent provided below, do not apply to the  
9 North Carolina Seafood Industrial Park Authority:

10 (1) ~~Article 3 of Chapter 143 of the General Statutes does not apply to~~  
11 ~~contracts for supplies, materials, equipment, and contractual services of~~  
12 ~~the Authority, but, with respect to these contracts, the powers and duties~~  
13 ~~established in that Article shall be exercised by the Authority, and the~~  
14 ~~Secretary of Administration and other State officers, employees, or~~  
15 ~~agencies shall have no duties or responsibilities concerning the~~  
16 ~~contracts.~~

17 (2) Except for G.S. 143-128(f), Article 8 of Chapter 143 of the General  
18 Statutes does not apply to public building contracts of the Authority, but,  
19 with respect to these contracts, the powers and duties established in that

1 ~~Article~~ Authority that require the estimated expenditure of public money  
2 in an amount less than two hundred fifty thousand dollars (\$250,000).  
3 With respect to a contract that is exempted from certain provisions of  
4 Article 8 under this subdivision, the powers and duties set out in Article  
5 8 shall be exercised by the Authority, and the Secretary of  
6 Administration and other State officers, employees, or agencies shall  
7 have no duties or responsibilities concerning the ~~contracts.~~ contract.

8 (3) G.S. 143-341(3) ~~shall~~ does not apply to the plans and specifications for  
9 construction or renovation authorized by the ~~North Carolina Seafood~~  
10 ~~Industrial Park Authority.~~ Authority that require the estimated expenditure  
11 of public money in an amount less than two hundred fifty thousand  
12 dollars (\$250,000).

13 (b) Notwithstanding the other provisions of this section, the services of the  
14 Department of Administration may be made available to the Authority, when requested  
15 by the Authority, with regard to matters governed by ~~Articles 3 and~~ Article 8 of Chapter  
16 143 of the General Statutes and G.S. 143-341(3). The Authority shall report quarterly to  
17 the Joint Legislative Commission on Governmental Operations on any ~~purchases or~~  
18 ~~building contracts exceeding two hundred fifty thousand dollars (\$250,000)~~ building contract to  
19 which this exemption is applied. The quarterly report required by this subsection shall  
20 specifically include information regarding the Authority's compliance with the provisions  
21 of G.S. 143-128(f)."

22 Section 2. Section 4 of S.L. 1997-331 reads as rewritten:

23 "Section 4. This act is effective when it becomes ~~law and expires July 1, 1999.~~ law.  
24 Section 3 of this act expires July 1, 1999."

25 Section 3. This act becomes effective July 1, 1999.