

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 1070
Second Edition Engrossed 4/28/03
Senate Education/Higher Education Committee Substitute Adopted 6/5/03

Short Title: Purchase Contracts/Increase UNC Benchmark. (Public)

Sponsors:

Referred to:

April 10, 2003

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE EXPENDITURE BENCHMARK FOR A SPECIAL
3 RESPONSIBILITY CONSTITUENT INSTITUTION FOR CERTAIN
4 PURCHASING CONTRACTS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 116-31.10 reads as rewritten:

7 "**§ 116-31.10. Powers of Board regarding certain purchasing contracts.**

8 (a) Notwithstanding G.S. 143-53.1 or G.S. 143-53(a)(2), the expenditure
9 benchmark for a special responsibility constituent institution with regard to competitive
10 bid procedures and the bid value benchmark shall be an amount not greater than ~~two~~
11 ~~hundred fifty thousand dollars (\$250,000).~~ five hundred thousand dollars (\$500,000).
12 The Board shall set the benchmark for each institution from time to time. In setting an
13 institution's benchmark in accordance with this section, the Board shall consider the
14 institution's overall capabilities including staff resources, purchasing compliance
15 reviews, and audit reports. The Board shall also consult with the Director of the
16 Division of Purchase and Contract and the Director of the Budget prior to setting the
17 benchmark.

18 (b) Each institution with an expenditure benchmark greater than two hundred
19 fifty thousand dollars (\$250,000) shall comply with this subsection for any purchase
20 greater than two hundred fifty thousand dollars (\$250,000) but not greater than five
21 hundred thousand dollars (\$500,000). This institution shall submit to the Division of
22 Purchase and Contract for that Division's approval or other action deemed necessary by
23 the Division a copy of all offers received and the institution's recommendation of award
24 or other action. Notice of the Division's decision shall be sent to that institution. The
25 institution shall then proceed with the award of contract or other action recommended
26 by the Division."

27 **SECTION 2.** This act becomes effective July 1, 2003.