

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 141

Commerce Committee Substitute Adopted 2/26/97

Short Title: Exempt State Ports Purchase & Contract.

(Public)

Sponsors:

Referred to:

February 17, 1997

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE STATE PORTS COMMISSION TO EXEMPT THE STATE PORTS AUTHORITY FROM STATE PURCHASE AND CONTRACT REQUIREMENTS.

The General Assembly of North Carolina enacts:

Section 1. G. S. 143B-465 reads as rewritten:

"§ 143B-465. Purchase of supplies, material and equipment and building contracts.

All of the provisions of Article 3 of Chapter 143 of the General Statutes relating to the purchase of supplies, material and equipment by the State government are hereby made applicable to the North Carolina State Ports Authority. All of the provisions of Chapter 143 of the General Statutes relating to public building contracts are hereby made applicable to the North Carolina State Ports Authority for those construction projects which may be funded, in whole or in part, by appropriations from the General Assembly.

The following general laws, to the extent provided below, do not apply to the North Carolina State Ports Authority:

- (1) Article 3 of Chapter 143 of the General Statutes does not apply to contracts for supplies, materials, equipment and contractual services of the Authority, but, with respect to these contracts, the powers and duties established in that Article shall be exercised by the Authority and the

1 Secretary of Administration, and other State officers, employees, or
2 agencies shall have no duties or responsibilities concerning the
3 contracts.

4 (2) Article 8 of Chapter 143 of the General Statutes does not apply to public
5 building contracts of the Authority, but, with respect to these contracts,
6 the powers and duties established in that Article shall be exercised by
7 the Authority and the Secretary of Administration, and other State
8 officers, employees, or agencies shall have no duties or responsibilities
9 concerning the contracts.

10 (3) G.S. 143-341(3) shall not apply to the plans and specifications for
11 construction or renovation authorized by the North Carolina State Ports
12 Authority.

13 Notwithstanding the other provisions of this section, the services of the Department of
14 Administration may be made available to the Authority, when requested by the Authority,
15 with regards to matters governed by Articles 3 and 8 of Chapter 143 of the General
16 Statutes and G.S. 143-341(3). The Authority shall report quarterly to the Joint
17 Legislative Commission on Governmental Operations on any purchases or building
18 contracts exceeding two hundred fifty thousand dollars (\$250,000) to which this
19 exemption is applied."

20 Section 2. This act is effective when it becomes law, and shall expire July 1,
21 2002.