

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 966

Short Title: No Damage for Delay Unenforceable.

(Public)

Sponsors: Senator Miller.

Referred to: Commerce.

April 17, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE NO DAMAGE FOR DELAY CLAUSES IN PUBLIC
3 CONTRACTS UNENFORCEABLE.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 8 of Chapter 143 of the General Statutes is amended by
6 adding a new section to read:

7 "**§ 143-134.2. No damage for delay clause.**

8 No contractual language limiting compensable damages for delays caused by the
9 owner may be enforced in any construction contract let by any board or governing body
10 of the State, or of any institution of State government, or of any county, city, town, or
11 other political subdivision thereof."

12 Section 2. This act is effective when it becomes law and applies to
13 construction contracts entered into after that date.