

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE DRH30221-LH-165 (04/02)

Short Title: Exempt UNC/Term & Convenience Contract Reqs. (Public)

Sponsors: Representative Brubaker.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT THE UNIVERSITY OF NORTH CAROLINA FROM CERTAIN REQUIREMENTS REGARDING TERM AND CONVENIENCE CONTRACTS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 116-13 reads as rewritten:

"§ 116-13. Powers of Board regarding ~~property~~ property and services subject to general law.

(a) The power and authority granted to the Board of Governors with regard to the acquisition, operation, maintenance and disposition of real and personal property and services shall be subject to, and exercised in accordance with, the provisions of Chapters 143 and 146 of the General ~~Statutes~~. Statutes and related sections of the North Carolina Administrative Code, except when either:

(1) The funds used to procure personal property or services are not moneys appropriated from the General Fund or received as tuition or, in the case of multiple fund sources, moneys appropriated from the General Fund or received as tuition do not exceed thirty percent (30%) of the total funds; or

(2) The funds used to procure personal property or services are contract and grant funds or, in the case of multiple fund sources, the contract and grant funds exceed fifty percent (50%) of the total funds.

(b) When procurement of personal property or services would otherwise be controlled by State term and convenience contracts, the Board of Governors may, but is not required to, procure personal property or services according to the terms and conditions of the State term and convenience contracts, and may negotiate its own term and convenience contracts where the terms and conditions for the same property and services are more favorable than the State term and convenience contracts."

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