

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 1153

Short Title: Comm. Coll. Purchasing Flexibility.

(Public)

Sponsors: Senators Plyler, Albertson, Ballance, Carrington, Garwood, Jenkins; and Purcell.

Referred to: Rules and Operations of the Senate.

May 18, 1998

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE COMMUNITY COLLEGES WITH ADDITIONAL
3 PURCHASING FLEXIBILITY.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 115D-58.5(b) reads as rewritten:

6 "(b) Each institution shall be governed in its purchasing of all supplies, equipment,
7 and materials by contracts made by or with the approval of the Purchase and Contract
8 Division of the Department of ~~Administration~~. Administration except as provided in G.S.
9 115D-58.14. No contract shall be made by any board of trustees for purchases unless
10 provision has been made in the budget of the institution to provide payment thereof. In
11 order to protect the State purchase contracts, it is the duty of the board of trustees and
12 administrative officers of each institution to pay for such purchases promptly in
13 accordance with the contract of purchase. Equipment shall be titled to the State Board of
14 Community Colleges if derived from State or federal funds."

15 Section 2. Article 4A of Chapter 115D is amended by adding a new section to
16 read:

17 "§ 115D-58.14. Purchasing flexibility.

1 (a) Community colleges and the Center for Applied Textile Technology may
2 purchase the same supplies, equipment, and materials from noncertified sources as are
3 available under State term contracts, subject to the following conditions:

4 (1) The purchase price, including the cost of delivery, is less than the cost
5 under the State term contract; and

6 (2) The cost of the purchase shall not exceed the bid value benchmark
7 established under G.S. 143-53.1.

8 (b) The State Board of Community Colleges and the Department of
9 Administration shall adopt policies and procedures for monitoring the implementation of
10 this section."

11 Section 3. This act is effective when it becomes law and applies to purchases
12 made on or after that date.