

February 8, 1999

S 51. HIGHWAY CONTRACT BONDING REQ'MENTS. TO AMEND THE LAW GOVERNING HIGHWAY SMALL PROJECT BIDDING AND TO PROVIDE AN ALTERNATIVE PROCEDURE FOR RESOLVING STATE CONTRACT DISPUTES. Amends GS 136-28.10(a) to raise from \$300,000 to \$500,000 the maximum size of Highway Fund or Highway Trust Fund projects for which the Board of Transportation may solicit three or more informal bids from Small Business Enterprises and award contracts to the lowest responsible bidder. Effective Jan. 1, 2000, amends GS 143-135.3 to provide that in any contract dispute between a board and a contractor, if the contractor and the Dep't of Administration cannot agree to a resolution informally, the contractor, in lieu of filing a petition for a contested case under GS Ch. 150B, may institute a civil action to determine the contractor's rights, duties, or privileges under the contract. For purposes of this provision, "contract" is defined as a contract for goods, services, construction, or repair administered by the Department of Administration; "contractor" is defined as a person who submits a bid on or enters into a contract with a board; and "board" is defined as the state or any board, bureau, commission institution, or agency of the state, as distinguished from a board or governing body of a subdivision of the state.

Intro. by Shaw of Cumberland.

Ref. to Commerce

GS 135, 143

February 23, 1999

S 51. HIGHWAY CONTRACT BONDING REQ'MENTS. Intro. 2/5/99. Senate committee substitute makes the following changes to 1st edition. Deletes proposed amendments to GS 143-135.3, which dealt with adjustment and resolution of state contract claims.

March 25, 1999

S 51. HIGHWAY CONTRACT BONDING REQ'MENTS. Intro. 2/8/99. House committee substitute makes the following changes to 2nd edition. Adds amendments to GS 136-28.1(a) and (b), thereby allowing informal bidding on projects of \$800,000 (now, \$500,000) or less.