

January 25, 2001

**H 3. RECIPROCITY IN BIDDING PROCESS. TO PROVIDE A RECIPROCITY LAW WILL DISCOURAGE PREFERENCE LAWS IN OTHER STATES.** Amends GS 143-59 (preference given to NC products and citizens, and to articles made by state agencies) to require that state agencies and local school administrative units apply a reciprocal preference to bids from bidders who do not reside in North Carolina. Applying a reciprocal preference means adding a percentage increase to the bid equal to the percentage increase, if any, that the state in which the bidder resides adds to bids from nonresident bidders. Requires that Sec'y of Administration maintain a list of states with preferences and the percentage they add to out-of-state bids. Permits Sec'y and Board of Award to waive reciprocal preference requirement if it would affect the award of the contract and it is in the public interest to do so. Defines resident bidder of North Carolina as a bidder with a NC business address who has paid unemployment taxes or income taxes in NC during the 12 calendar months preceding bid submission. Exempts from this requirement emergency purchases under GS 143-57 and purchases authorized by GS 143-53(a)(5) that do not require competitive bidding. Authorizes Sec'y of Administration to adopt rules for implementation. Effective September 1, 2001.

**Intro. by Owens.**

Ref. to Rules	GS 143
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March 19, 2001

**H 3. RECIPROCITY IN BIDDING PROCESS.** Intro. 1/25/01. House committee substitute makes the following changes to 1st edition. Changes title of bill to *AN ACT TO ALLOW THE SECRETARY OF ADMINISTRATION AND STATE AGENCIES TO ADD A PERCENT INCREASE TO BIDS OF NONRESIDENT BIDDERS WHERE THE NONRESIDENT BIDDERS' HOME STATES GRANT PREFERENCES TO IN-STATE BIDDERS*. Makes numerous clarifying amendments. Adds to definition of resident bidder that bidder must have principal place of business in NC as well as have paid unemployment or income taxes in this state. Changes effective date from Sept. 1, 2001 to Jan. 1, 2002.

March 21, 2001

**H 3. RECIPROCITY IN BIDDING PROCESS.** Intro. 1/25/01. House amendment makes the following changes to 2nd edition. Clarifies (1) that the increase added to out-of-state bids is added only for the purpose of determining the low bidder on the contract involved, (2) that the bidder does not receive the increase as actual payment under the contract, and (3) that the increase is added only to the extent that the bidder's home state adds such increases to bids from bidders who do not reside in that state.

March 22, 2001

**H 3. ENCOURAGE RECIPROCITY IN BIDDING PROCESS.** Intro. 1/25/01. House amendment makes the following changes to 2nd edition. Requires Sec'y of Administration to obtain approval of Board of Award before waiving reciprocal preference. Also requires Sec'y of Administration to post on the Internet a report of the nature of the contract, the bids received, and to award to the successful bidder as soon as practicable after award of contract under provision regarding reciprocal preference. Adds Dec. 31, 2007, sunset provision.

June 6, 2001

**H 3. ENCOURAGE RECIPROCITY IN BIDDING PROCESS.** Intro. 1/25/01. Senate committee substitute makes the following changes to 3rd edition. Adds provision to GS 143-59(b) that Sec'y of Administration may waive reciprocal preference after consultation with Board of Awards.

June 26, 2001

**SL 2001-240 (H 3). ENCOURAGE RECIPROCITY IN BIDDING PROCESS. AN ACT TO ALLOW THE SECRETARY OF ADMINISTRATION AND STATE AGENCIES TO ADD A PERCENT INCREASE TO BIDS OF NONRESIDENT BIDDERS WHERE THE NONRESIDENT BIDDERS' HOME STATES GRANT PREFERENCES TO IN-STATE BIDDERS.** Summarized in

*Daily Bulletin* 1/25/01, 3/19/01, 3/21/01, 3/22/01, and 6/6/01. Enacted June 23, 2001. Effective Jan. 1, 2002, and expires Dec. 31, 2007.