

April 9, 2003

**H 975. EXEMPT UNC/TERM & CONVENIENCE CONTRACT REQS. TO EXEMPT THE UNIVERSITY OF NORTH CAROLINA FROM CERTAIN REQUIREMENTS REGARDING TERM AND CONVENIENCE CONTRACTS.** GS 116-13 provides that the power of the UNC Board of Governors to acquire, operate, maintain, and dispose of real and personal property is subject to the provisions of GS Chapters 143 and 146. This bill amends that section to apply to the Board of Governor's power to contract services, and to provide an exception to the provision when funds are used to procure personal property or services and either of the following apply: (1) no more than 30% of the funds are from tuition moneys or appropriations from the General Fund; or (2) more than 50% of the funds are from contracts or grants. Adds new subsection (b) providing that when procurement of personal property or services would otherwise be controlled by state term and convenience contracts, the Board of Governors may procure the personal property or services according to those contract terms, and may negotiate its own term and convenience contracts that are more favorable than the state's. Effective July 1, 2003.

**Intro. by Brubaker.**

Ref. to Education	GS 116
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April 29, 2003

**H 975. UNC PURCHASING FLEXIBILITY(NEW).** Intro. 4/9/03. House committee substitute makes the following changes to 1st edition. Amends GS 116-13 by (1) providing that when a special responsibility constituent institution of the University of North Carolina makes a purchase that is not covered by a state term contract and (i) the funds are not appropriated from the General Fund or received as tuition, or, where there are multiple fund sources, the funds appropriated from the General Fund or received as tuition do not exceed thirty percent of the total funds, or (ii) the funds are contract and grant funds, or where there are multiple fund sources, the contract and grant funds exceed fifty percent of the total funds, then Ch. 143, Art. 3, shall apply, except that the approval or oversight of the Sec'y of Administration, the State Purchasing Officer, or the Board of Awards shall not be required, and (2) setting forth certain conditions under which special responsibility constituent institutions shall have the authority to purchase equipment, materials, supplies and services from sources other than those certified by the Sec'y of Administration on term contracts.

June 24, 2003

**SL 2003-228 (H 975). UNC PURCHASING FLEXIBILITY. AN ACT TO PROVIDE PURCHASING FLEXIBILITY FOR THE UNIVERSITY OF NORTH CAROLINA.** Summarized in *Daily Bulletin* 4/29/03. Enacted June 19, 2003. Effective July 1, 2003.