

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 682
Committee Substitute Favorable 4/16/09
PROPOSED SENATE COMMITTEE SUBSTITUTE H682-PCS50733-RG-41

Short Title: Adjust Conflict Threshold.

(Public)

Sponsors:

Referred to:

March 19, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO ADJUST THE EXEMPTION LIMITS FOR SMALL LOCAL GOVERNMENTS
3 IN THE PUBLIC CONTRACTING STATUTES TO ACCOUNT FOR INFLATION
4 SINCE LAST ADJUSTED SEVEN YEARS AGO.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 14-234(d1) reads as rewritten:

7 "(d1) Subdivision (a)(1) of this section does not apply to (i) any elected official or person
8 appointed to fill an elective office of a village, town, or city having a population of no more
9 than 15,000 according to the most recent official federal census, (ii) any elected official or
10 person appointed to fill an elective office of a county within which there is located no village,
11 town, or city with a population of more than 15,000 according to the most recent official
12 federal census, (iii) any elected official or person appointed to fill an elective office on a city
13 board of education in a city having a population of no more than 15,000 according to the most
14 recent official federal census, (iv) any elected official or person appointed to fill an elective
15 office as a member of a county board of education in a county within which there is located no
16 village, town or city with a population of more than 15,000 according to the most recent official
17 federal census, (v) any physician, pharmacist, dentist, optometrist, veterinarian, or nurse
18 appointed to a county social services board, local health board, or area mental health,
19 developmental disabilities, and substance abuse board serving one or more counties within
20 which there is located no village, town, or city with a population of more than 15,000 according
21 to the most recent official federal census, and (vi) any member of the board of directors of a
22 public hospital if all of the following apply:

- 23 (1) The undertaking or contract or series of undertakings or contracts between
24 the village, town, city, county, county social services board, county or city
25 board of education, local health board or area mental health, developmental
26 disabilities, and substance abuse board, or public hospital and one of its
27 officials is approved by specific resolution of the governing body adopted in
28 an open and public meeting, and recorded in its minutes and the amount does
29 not exceed ~~twelve thousand five hundred dollars (\$12,500)~~ twenty thousand
30 dollars (\$20,000) for medically related services and ~~twenty five thousand~~
31 ~~dollars (\$25,000)~~ forty thousand dollars (\$40,000) for other goods or
32 services within a 12-month period.



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- 1 (2) The official entering into the contract with the unit or agency does not
2 participate in any way or vote.
- 3 (3) The total annual amount of contracts with each official, shall be specifically
4 noted in the audited annual financial statement of the village, town, city, or
5 county.
- 6 (4) The governing board of any village, town, city, county, county social
7 services board, county or city board of education, local health board, area
8 mental health, developmental disabilities, and substance abuse board, or
9 public hospital which contracts with any of the officials of their
10 governmental unit shall post in a conspicuous place in its village, town, or
11 city hall, or courthouse, as the case may be, a list of all such officials with
12 whom such contracts have been made, briefly describing the subject matter
13 of the undertakings or contracts and showing their total amounts; this list
14 shall cover the preceding 12 months and shall be brought up-to-date at least
15 quarterly."

16 **SECTION 2.** This act becomes effective October 1, 2009.