

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021**

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SENATE BILL 31

Short Title: Political Subdivisions/Local Bidders Notice. (Public)

Sponsors: Senators Johnson, Proctor, and Craven (Primary Sponsors).

Referred to: Rules and Operations of the Senate

February 2, 2021

A BILL TO BE ENTITLED

1 AN ACT PROVIDING THAT POLITICAL SUBDIVISIONS OF THE STATE SHALL
2 NOTIFY PERSONS OR BUSINESSES WITHIN THEIR JURISDICTIONAL LIMITS BY
3 REGULAR OR ELECTRONIC MAIL OF WORK REQUIRING AN ESTIMATED
4 EXPENDITURE OF \$50,000 OR MORE BEING LET FOR BID BY THE POLITICAL
5 SUBDIVISION.
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7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 143-129 reads as rewritten:

9 "**§ 143-129. Procedure for letting of public contracts.**

10 ...

11 (b) Advertisement and Letting of Contracts. – Where the contract is to be let by a board
12 or governing body of the State government or of a State institution, proposals shall be invited by
13 advertisement in a newspaper having general circulation in the State of North Carolina. Where
14 the contract is to be let by a political subdivision of the State, proposals shall be invited by both
15 of the following: (i) advertisement in a newspaper having general circulation in the political
16 subdivision or by electronic means, or ~~both~~-both, and (ii) notification sent by regular or electronic
17 mail to persons or businesses located within the jurisdictional boundaries of the political
18 subdivision that have requested notices from the political subdivision for the type of work being
19 bid if the estimated expenditure of the work is fifty thousand dollars (\$50,000) or more. A
20 decision to advertise or send notifications solely by electronic means, whether for particular
21 contracts or generally for all contracts that are subject to this Article, shall be approved by the
22 governing board of the political subdivision of the State at a regular meeting of the board.

23 The advertisements for bidders and notification required by this section shall appear at a time
24 where at least seven full days shall lapse between the date on which the notice appears in a
25 newspaper or is sent and the date of the opening of bids. The advertisement and notification shall:
26 (i) state the time and place where plans and specifications of proposed work or a complete
27 description of the apparatus, supplies, materials, or equipment may be had; (ii) state the time and
28 place for opening of the proposals; and (iii) reserve to the board or governing body the right to
29 reject any or all proposals.

30"

31 **SECTION 2.** This act becomes effective October 1, 2021.

