

CHAPTER 290

AN ACT TO REQUIRE THE CLERKS OF THE SUPERIOR COURT TO CERTIFY TO THE COMMISSIONER OF REVENUE ANNUALLY THE NAMES OF ALL ATTORNEYS LOCATED WITHIN THEIR COUNTY AND ENGAGED IN THE PRACTICE OF LAW.

The General Assembly of North Carolina do enact:

Clerks of Superior Court to certify annually to Commissioner of Revenue names of attorneys in their respective counties.

SECTION 1. It shall be the duty of the Clerk of the Superior Court in each county of the State on or before the first day of May of each year to certify to the Commissioner of Revenue of the State of North Carolina the names and addresses of all Attorneys-at-Law located within the county and engaged in the practice of law.

SEC. 2. This act shall be in full force and effect from and after its ratification.

Ratified this the 17th day of April, A. D. 1931.

CHAPTER 291

AN ACT TO PROVIDE FOR COMPETITIVE BIDDING ON ALL CONTRACTS FOR BUILDING AND REPAIRS OF PERMANENT IMPROVEMENTS AT THE SEVERAL INSTITUTIONS OF THE STATE.

The General Assembly of North Carolina do enact:

Construction contracts of State institutions must be awarded after competitive bidding where cost exceeds \$1,000.

Advertisement for bids.

Contents of advertisement.

Public opening of bids and awarding of contract.

SECTION 1. No contract for construction or repair work involving the expenditure of public money, the estimated cost of which amounts to or exceeds \$1,000.00 (one thousand dollars) except in cases of special emergency involving the health or safety of the people or their property, shall be awarded by any board or governing body of any institution of the State Government unless proposals for same shall have been invited by advertisement in at least one newspaper having general daily circulation in the State of North Carolina, publication to be not less than ten days before the time specified for the opening of said proposals. Such advertisement shall state the time and place where plans and specifications of the proposed work may be had and the time and place for the opening of proposals in answer to such advertisement, and shall reserve to said board or governing body the right to reject any and all such proposals. All such proposals shall be opened in public, shall be recorded on the minutes of the board or governing body, and the award, if any be made, shall be made to the lowest responsible bidder. Each proposal

shall be accompanied by a deposit with the board or governing body of cash or a certified check on some bank or trust company organized under the laws of this State in an amount equal to not less than two per centum of the proposals; said deposit to be retained in the event of failure on the part of the successful bidder to execute the contract within ten days after the award, or to give satisfactory security as required herein. All contracts required herein shall be executed in writing and the contractor shall furnish bond in some surety company authorized to do business in this State for the full amount of the contract for the faithful performance of the terms thereof. No such contract shall be altered except by written agreement of the contractor, the sureties on his bond and the board or governing body of the institution.

SEC. 2. No contract for construction or repair work upon any permanent improvement of any institution of the State shall be divided for the purpose of evading any provisions of this act.

SEC. 3. No contract covered by the provisions of this act for construction or repair work on any permanent improvement of any institution of the State shall be awarded by any board or governing body of such institution unless proposals shall have been made by at least three reputable contractors where the estimated cost thereof shall not exceed \$5,000.00 (five thousand dollars) and by at least five reputable contractors where the estimated cost thereof shall exceed \$5,000.00 (five thousand dollars).

SEC. 4. The provisions of this act shall not apply to any construction by or for the State Prison or county prison projects.

SEC. 5. That all laws and clauses of laws in conflict with the provisions of this act insofar as they conflict herewith are hereby repealed: *Provided*, that nothing herein shall be considered as in any way affecting or repealing any of the provisions of the Executive Budget Act, chapter one hundred, Public Laws one thousand nine hundred and twenty-nine, the provisions of which act shall be continued in full force and effect.

SEC. 6. This act shall be in force and effect from and after its ratification.

Ratified this the 17th day of April, A. D. 1931.

Certified check of
2% of bid required.

Written contracts.

Surety bonds re-
quired of successful
bidders.

Alteration of
contracts.

Division of con-
tracts prohibited.

Three proposals
necessary for
contracts up to
\$5,000.

Five proposals,
where contract
exceeds \$5,000.

State and county
prison projects
excepted.

Conflicting laws
repealed.

Executive Budget
Act preserved.