

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 796

Short Title: Extend Bid Rigging Statute of Limit.

(Public)

Sponsors: Senator Odom.

Referred to: Judiciary II.

April 12, 1993

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR CIVIL ACTIONS
BROUGHT BY THE STATE TO ENFORCE THE LAWS AGAINST BID
RIGGING ON GOVERNMENT CONTRACTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 133-28(c) reads as rewritten:

"(c) The cause of action shall accrue at the time of discovery of the conspiracy by the governmental agency which entered into the contract. The action shall be brought within ~~three~~ six years of the date of accrual of the cause of action. Whenever any criminal proceeding is instituted by the United States or the State of North Carolina or whenever any civil proceeding is instituted by the United States to prevent, restrain, or punish violations of law relating to governmental agency contracts or subcontracts covered by this Article, the running of the statute of limitations for civil actions based in whole or in part on any matter complained of in that proceeding shall be suspended during the pendency of that proceeding and for one year thereafter."

Sec. 2. This act is effective upon ratification and applies to all claims not yet barred.