



HOUSE BILL 130: Davie County/Food for Detention Facilities

2015-2016 General Assembly

Committee: Senate Commerce
Introduced by: Rep. Howard
Analysis of: Second Edition

Date: May 14, 2015
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SUMMARY: *House Bill 130 would allow the Davie County Board of Commissioners and the Davie County Sheriff to contract with the Davie County Board of Education to provide food for the Davie County Detention facility.*

CURRENT LAW: Article 8 of Chapter 143, Public Contracting, sets out the general law for public contracts. That Article generally requires formal bidding of contracts for the purchase of apparatus, supplies, materials, or equipment with an estimated expenditure of \$90,000 or more in public funds. G.S. 143-129. Contracts with an estimated expenditure between \$30,000 and \$90,000 are to be put to informal bid. G.S. 143-131.

A public school is not required to comply with the requirement to purchase all supplies under Article 8 of Chapter 143 when purchasing supplies and food for school food services. G.S. 115C-264(c).

BILL ANALYSIS: The bill would allow the Davie County Commissioners and Sheriff to contract with the local school board to provide food services for the Davie County detention facility. Meals provided under the contract between the Sheriff and the Board of Education must meet the minimum standards established by the Secretary of Health and Human Services. The contract would be exempt from the provisions of Article 8 of Chapter 143.

EFFECTIVE DATE: Effective when it becomes law.

Staff Attorney Erika Churchill substantially contributed to this summary.

