

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE BILL 273*
State and Local Government Committee Substitute Adopted 4/19/11

Short Title: Wake Municipalities Energy Efficiency. (Local)

Sponsors:

Referred to:

March 10, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW WAKE COUNTY AND THE TOWNS OF APEX, CARY,
3 FUQUAY-VARINA, GARNER, HOLLY SPRINGS, KNIGHTDALE, MORRISVILLE,
4 ROLESVILLE, WAKE FOREST, WENDELL, AND ZEBULON TO ENTER INTO
5 LEASES FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY
6 FACILITY FOR UP TO TWENTY YEARS WITHOUT TREATING IT AS A SALE AND
7 WITHOUT GIVING NOTICE BY PUBLICATION, AND EXEMPTING THOSE
8 MUNICIPALITIES UNTIL JUNE 30, 2015, FROM COMPETITIVE BIDDING
9 REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF LOCAL
10 PILOT PROGRAMS AIMED AT INCREASING ENERGY EFFICIENCY.

11 The General Assembly of North Carolina enacts:

12 **SECTION 1.** Section 3 of S.L. 2009-149, as rewritten by S.L. 2010-57 and S.L.
13 2010-63, reads as rewritten:

14 "**SECTION 3.** Section 2 of this act applies to the Cities of Asheville, Raleigh and
15 Winston-Salem and the Towns of Chapel Hill and Carrboro only. This act also applies to
16 Catawba County and Wake Counties and the Towns of Apex, Cary, Fuquay-Varina, Garner,
17 Holly Springs, Knightdale, Morrisville, Rolesville, Wake Forest, Wendell, and Zebulon only."

18 **SECTION 2.** Section 1 of S.L. 2007-333, as rewritten by Section 1 of S.L.
19 2009-149 and by S.L. 2010-57, reads as rewritten:

20 "**SECTION 1.(a)** A municipality or county may contract for apparatus, supplies, materials,
21 or equipment that will be used as part of any pilot program authorized by its governing board
22 aimed at increasing energy efficiency without being subject to the requirements of
23 G.S. 143-129, 143-131, and 143-132. Notwithstanding any provision of law, a municipality or
24 county may award a contract under this section in its sole discretion.

25 "**SECTION 1.(b)** This section applies to Wake County and to the Cities of Asheville and
26 Raleigh and the Towns of Apex, Chapel Hill and Carrboro Carrboro, Cary, Chapel Hill,
27 Fuquay-Varina, Garner, Holly Springs, Knightdale, Morrisville, Rolesville, Wake Forest,
28 Wendell, and Zebulon only."

29 **SECTION 3.** This act is effective when it becomes law, but Section 2 of this act
30 expires at the same time that Section 1 of S.L. 2010-57 expires.

