

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 966  
Second Edition Engrossed 4/29/97

Short Title: No Damage for Delay Unenforceable.

(Public)

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Sponsors: Senator Miller.

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Referred to: Commerce.

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April 17, 1997

A BILL TO BE ENTITLED

AN ACT TO MAKE NO DAMAGE FOR DELAY CLAUSES IN PUBLIC  
CONTRACTS UNENFORCEABLE.

The General Assembly of North Carolina enacts:

Section 1. Article 8 of Chapter 143 of the General Statutes is amended by  
adding a new section to read:

**"§ 143-134.2. No damage for delay clause.**

No contractual language forbidding or limiting compensable damages for delays  
caused by the owner may be enforced in any construction contract let by any board or  
governing body of the State, or of any institution of State government, or of any county,  
city, town, or other political subdivision thereof."

Section 2. This act is effective when it becomes law and applies to  
construction contracts entered into after that date.