



CHAPTER 133
ARTICLE 3 - REGULATION OF CONTRACTORS FOR PUBLIC WORKS

N.C.G.S. § 133-28.

Civil damages; liability; statute of limitations.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	c. 441 — second act in the lineage	21 September 2026, 02:50 UTC	646fedd0b839dd61b263dfab - b8bbe0c3c0441be00ad297bd - 03757edf11b76c34

- § 133-28(a)

Any governmental agency entering into a contract which is or has been the subject of a conspiracy prohibited by G.S. 75-1 or 75-2 shall have a right of action against the participants in the conspiracy to recover damages, as provided herein. The governmental agency shall have the option to proceed jointly and severally in a civil action against any one or more of the participants for recovery of the full amount of the damages. There shall be no right to contribution among participants not named defendants by the governmental agency.
- § 133-28(b)

At the election of the governmental agency, the measure of damages recoverable under this section shall be either the actual damages or ten percent (10%) of the contract price which shall be trebled as provided in G.S. 75-16.
- § 133-28(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 six years of the date of accrual of the cause of action.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

	1981		1987		1993
	TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT				
Nº	YEAR	ACT		CHARACTER	
01	1981	c. 764, s. 1		ENACTED	
02	1993	c. 441		AMENDED	

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 75-1	(a)	"subject of a conspiracy prohibited by"
G.S. 75-16	(b)	"shall be trebled as provided in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 133-28 (1993).

PINPOINT

N.C. Gen. Stat. § 133-28(a) (1993).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1981, c. 764, s. 1; 1993, c. 441.)

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NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

