



CHAPTER 136

ARTICLE 2 - POWERS AND DUTIES OF DEPARTMENT AND BOARD OF TRANSPORTATION

N.C.G.S. § 136-18.03.

Outside counsel.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 05:35 UTC	626ded5652a822a83f5984ca - 46eb3cf16b842645c48f5b1b - 67a6a1033fe76b01

§ 136-18.03(a) Intent. - It is the intent of the General Assembly that the Department of Transportation exercise the authority granted by this section to maximize operational and project delivery benefits attributed to the avoidance or successful defense of litigation.

§ 136-18.03(b) Authorization. - The Department of Transportation may engage the services of private counsel with the pertinent expertise to provide legal services related to any project undertaken by the Department. The Department shall supervise and manage the private counsel engaged under this section and, excluding legal services related to workers' compensation claims brought by Department employees, shall not be required to obtain written permission or approval from the Attorney General under G.S. 114-2.3. G.S. 147-17(c1) and G.S. 114-2.3(d) do not apply to this section.

§ 136-18.03(c) Performance Metrics. - The Department shall develop performance metrics to evaluate its utilization of in-house counsel and private counsel, to include the following:

- (1) A summary of new matters opened by legal area.
- (2) Case cycle times.
- (3) Resolution of cases.
- (4) A comparison of in-house costs to billable rates for private counsel.
- (5) The process for procurement for legal services.

§ 136-18.03(d) Report. - The Department shall provide a semiannual report to the Joint Legislative Transportation Oversight Committee and the Joint Legislative Justice and Public Safety Oversight Committee on the performance metrics set forth in subsection (c) of this section. (2015-241, s. 29.8(d); 2017-57, s. 6.7(c).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
3 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. 114-2.3	(b)	"approval from the Attorney General under"
G.S. 147-17(c1)	(b)	"the Attorney General under G.S. 114-2.3."
G.S. 114-2.3(d)	(b)	"under G.S. 114-2.3. G.S. 147-17(c1) and"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 136-18.03 (2026).

PINPOINT

N.C. Gen. Stat. § 136-18.03(a) (2026).

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

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