



AN ACT REVISING THE REQUIREMENTS FOR SOLICITING AND ADVERTISING BIDS FOR CONTRACTS FOR COMMUNITY COLLEGE DISTRICTS; AMENDING SECTION 20-15-104, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 20-15-104, MCA, is amended to read:

"20-15-104. Pecuniary interest and letting contracts. (1) It is unlawful for any community college district trustee to:

- (a) have a pecuniary interest, either directly or indirectly, in the erection of any community college building in the trustee's district;
- (b) have a pecuniary interest, either directly or indirectly, in furnishing or repairing a community college building;
- (c) be in any manner connected with the furnishing of supplies for the maintenance of the college; or
- (d) receive or accept any compensation or reward for services rendered as trustee, except as provided in this section.

(2) Except for the letting of an investment grade energy audit or energy performance contract pursuant to Title 90, chapter 4, part 11, including construction or installation of conservation measures pursuant to an energy performance contract, the board of trustees shall let contracts for building, furnishing, repairing, or other work or supplies for the benefit of the district according to the following rules and procedures:

(a) The board of trustees need not meet requirements relating to advertising or bidding if a proposed contract for building, furnishing, repairing, or other work or supplies is for less than ~~\$5,000~~ \$80,000.

~~(b) Whenever the proposed contract costs are less than \$25,000 but more than \$5,000, the board of trustees shall procure at least three informal bids, if reasonably available, from contractors licensed in Montana.~~

~~(c)~~ (b) Whenever the proposed contract costs are more than ~~\$25,000~~ \$80,000, the board of trustees shall solicit formal bids and advertise once each week for at least 2 weeks in a newspaper published in each county

in which the area of the district lies, calling for bids to perform the work or furnish the supplies. If advertising is required, the board shall award the contract to the lowest responsible bidder. However, the board of trustees has the right to reject any bids."

Section 2. Effective date. [This act] is effective on passage and approval.

- END -

I hereby certify that the within bill,
HB 0248, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day
of _____, 2015.

President of the Senate

Signed this _____ day
of _____, 2015.

HOUSE BILL NO. 248

INTRODUCED BY K. HOLMLUND, D. MORTENSEN, R. OSMUNDSON, V. RICCI

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