

1 HOUSE BILL NO. 248

2 INTRODUCED BY K. HOLMLUND

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE REQUIREMENTS FOR SOLICITING AND
5 ADVERTISING BIDS FOR CONTRACTS FOR COMMUNITY COLLEGE DISTRICTS; AMENDING SECTION
6 20-15-104, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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10 **Section 1.** Section 20-15-104, MCA, is amended to read:11 **"20-15-104. Pecuniary interest and letting contracts.** (1) It is unlawful for any community college
12 district trustee to:13 (a) have a pecuniary interest, either directly or indirectly, in the erection of any community college
14 building in the trustee's district;15 (b) have a pecuniary interest, either directly or indirectly, in furnishing or repairing a community college
16 building;

17 (c) be in any manner connected with the furnishing of supplies for the maintenance of the college; or

18 (d) receive or accept any compensation or reward for services rendered as trustee, except as provided
19 in this section.20 (2) Except for the letting of an investment grade energy audit or energy performance contract pursuant
21 to Title 90, chapter 4, part 11, including construction or installation of conservation measures pursuant to an
22 energy performance contract, the board of trustees shall let contracts for building, furnishing, repairing, or other
23 work or supplies for the benefit of the district according to the following rules and procedures:24 (a) The board of trustees need not meet requirements relating to advertising or bidding if a proposed
25 contract for building, furnishing, repairing, or other work or supplies is for less than ~~\$5,000~~ \$80,000.26 ~~(b) Whenever the proposed contract costs are less than \$25,000 but more than \$5,000, the board of~~
27 ~~trustees shall procure at least three informal bids, if reasonably available, from contractors licensed in Montana.~~28 ~~(e)~~(b) Whenever the proposed contract costs are more than ~~\$25,000~~ \$80,000, the board of trustees shall
29 solicit formal bids and advertise once each week for at least 2 weeks in a newspaper published in each county
30 in which the area of the district lies, calling for bids to perform the work or furnish the supplies. If advertising is

1 required, the board shall award the contract to the lowest responsible bidder. However, the board of trustees has
2 the right to reject any bids."

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4 NEW SECTION. **Section 2. Effective date.** [This act] is effective on passage and approval.

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