

1 \_\_\_\_\_ BILL NO. \_\_\_\_\_

2 INTRODUCED BY \_\_\_\_\_  
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A COUNTY TO ENTER INTO COOPERATIVE  
5 PURCHASING AGREEMENTS WITH CERTAIN ENTITIES; EXEMPTING COOPERATIVE PURCHASING  
6 AGREEMENTS FROM COMPETITIVE BIDDING REQUIREMENTS; AMENDING SECTION 7-5-2304, MCA;  
7 AND PROVIDING AN APPLICABILITY DATE."

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

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11 NEW SECTION. **Section 1. Power to enter and execute cooperative purchasing agreements. (1)**

12 A county may enter into an agreement for cooperative purchasing as defined in 18-4-401 with:

- 13 (a) the state;
- 14 (b) a political subdivision of the state or any other state; and
- 15 (c) any other government entity as defined in 2-11-103.

16 (2) Goods or services procured by participation in a cooperative purchasing agreement or program  
17 allowed in this section are considered to have been acquired in accordance with this part.

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19 **Section 2.** Section 7-5-2304, MCA, is amended to read:

20 "**7-5-2304. Exemptions from competitive bidding requirements.** The provisions of 7-5-2301 do not  
21 apply to contracts for:

- 22 (1) public printing entered into in accordance with the provisions of Title 18, chapter 7, part 4; ~~and~~
- 23 (2) purchases that, in the opinion of the governing body, are made necessary by fire, flood, explosion,  
24 storm, earthquake, other elements, epidemic, or riot or insurrection; for the immediate preservation of order or  
25 the public health; for the restoration of a condition of usefulness that has been destroyed by accident, wear,  
26 tear, or mischief; or for the relief of a stricken community overtaken by calamity; and
- 27 (3) a cooperative purchasing agreement allowed in [section 1]."

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