

HOUSE BILL NO. 169

INTRODUCED BY M. RYAN, G. CUSTER, D. LOGE, M. MARLER, J. COHENOUR

A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING CERTAIN LOCAL GOVERNMENT COOPERATIVE PURCHASING AGREEMENTS FROM COMPETITIVE BIDDING REQUIREMENTS; SPECIFYING PROVISIONS CONCERNING COUNTY COOPERATIVE PURCHASING AGREEMENTS; AMENDING SECTION 7-5-2304, MCA; AND PROVIDING AN APPLICABILITY DATE."

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

Section 1. Section 7-5-2304, MCA, is amended to read:

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

(1) contracts for public printing entered into in accordance with the provisions of Title 18, chapter 7, part 4; ~~and~~

(2) contracts for purchases that, in the opinion of the governing body, are made necessary by fire, flood, explosion, storm, earthquake, other elements, epidemic, or riot or insurrection; for the immediate preservation of order or the public health; for the restoration of a condition of usefulness that has been destroyed by accident, wear, tear, or mischief; or for the relief of a stricken community overtaken by calamity; or

(3) contracts for cooperative purchasing established through a fair and open competitive solicitation process. For the purposes of this subsection, "cooperative purchasing" has the meaning provided in 18-4-401."

NEW SECTION. **Section 2. Applicability.** [This act] applies to contracts for cooperative purchasing entered into by a county on or after [the effective date of this act].

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