

Montana State Fair, Concession at. Concessions at Montana State Fair, Advertising for Bids.

Under the provisions of Chapter 147, Laws of 1911, the management, control and administration of the Montana State Fair is vested in a board of directors and advisory board which boards may prescribe rules and regulations for such management, etc.

The matter of advertising for bids is in the hands of the boards above referred to, and if the rules and regulations governing the Fair requires such advertising they should be complied with, but the boards have discretionary power to adopt and pursue such course as they deem advisable.

April 2nd, 1913.

Mr. A. J. Breitenstein,
Sec'y Montana State Fair,
Helena, Montana.

Dear Sir:

I am in receipt of your favor of the 29th ult., making inquiry as to

whether it is necessary to advertise for bids for concessions at the Montana State Fair. Chapter 147, Laws of 1911, relating to the management and conduct of the Montana State Fair, and the management, control and administration thereof vests all such matters in the hands of a board of directors, who are also aided by an advisory board consisting of one representative from each county. These boards, under authority of law, may adopt rules and prescribe regulations for the conduct of business relating to the fair. It is specifically provided that "they shall arrange for the letting of stalls, stands and all privileges, etc."

The laws makes no specific reference to advertising for bids or to competitive bidding for such privileges, but seems to vest the matter in the hands of the board of directors and the advisory board. The object to be attained is the welfare and the efficiency of the fair for the purposes for which it is created, and if in the conduct of these affairs, the boards determine that advertising for privileges is not advisable, such advertising may be dispensed with. Ordinarily, however, as a matter of administration, and for the purpose of giving every one an opportunity, bids are called for, and if the rules governing the fair now in force require such advertising, such regulations should be complied with, but in the absence of such rules the board has discretionary power to adopt and pursue such course as it deems advisable under existing conditions.

Very truly yours,

D. M. KELLY,
Attorney General.