

SENATE BILL NO. 466

INTRODUCED BY TURNAGE

IN THE SENATE

February 12, 1979	Introduced and referred to Committee on Business and Industry.
February 17, 1979	Committee recommend bill do pass. Report adopted.
February 19, 1979	Printed and placed on members' desks.
February 20, 1979	Second reading, do pass.
February 21, 1979	Considered correctly engrossed.
February 22, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 23, 1979	Introduced and referred to Committee on Business and Industry.
March 6, 1979	Committee recommend bill be concurred in. Report adopted.
March 7, 1979	Second reading, pass consideration.
March 8, 1979	Second reading, concurred in as amended.
March 10, 1979	Third reading, concurred in as amended.

IN THE SENATE

March 12, 1979	Returned from second house. Concurred in as amended.
March 13, 1979	Second reading, amendments adopted.

March 14, 1979

Third reading, amendments
adopted. Sent to enrolling.

Reported correctly enrolled.

1 *Sen* BILL NO. 466
 2 INTRODUCED BY *Turney*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO EXEMPT PUBLICATION
 5 OF THE MONTANA CODE ANNOTATED FROM STATE LAWS ON BID LETTING
 6 AND IN-STATE PREFERENCE FOR PRINTERS; AMENDING SECTIONS
 7 18-7-101 THROUGH 18-7-103, MCA, AND SECTION 3, CHAPTER 1,
 8 LAWS OF 1979; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
 9

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

11 Section 1. Section 18-7-101, MCA, is amended to read:

12 "18-7-101. Power to contract for printing. (1) The
 13 department has exclusive power, subject to the approval of
 14 the governor, to contract for all printing for any purpose
 15 used by the state in any state office (elective or
 16 appointive), agency, or institution except the printing of
 17 the decisions of the supreme court as provided in Title 3,
 18 chapter 2, part 6, and the printing of the Montana Code
 19 Annotated provided for in 1-11-301.

20 (2) The department shall supervise and attend to all
 21 public printing of the state as provided in this chapter and
 22 shall prevent duplication and unnecessary printing.

23 (3) All forms, blanks, and documents printed for
 24 distribution to the state agencies and institutions shall be
 25 serially numbered and indexed by the department and sample

1 copies of each permanently retained, and the department
 2 shall from time to time furnish to the public general
 3 information as to the nature, description, and official
 4 numbers of such reports as are available for public
 5 distribution.

6 (4) Unless otherwise provided by law, the department,
 7 in letting contracts as provided in this chapter, for the
 8 printing, binding, and publishing of all laws, journals, and
 9 reports of the state agencies and institutions may determine
 10 the quantity, quality, style, and grade of all such
 11 printing, binding, and publishing."

12 Section 2. Section 18-7-102, MCA, is amended to read:

13 "18-7-102. Montana printers preferred for ~~session laws~~
 14 ~~and codes.~~ (1) The department of administration shall, as
 15 occasion may require, call for bids for the printing and/or
 16 the binding of all decisions of the supreme court of
 17 Montana, ~~and all session laws, resolutions, and memorials,~~
 18 ~~and all codes and statutes (revised or otherwise).~~

19 (2) All contracts for the printing and/or binding
 20 thereof shall be let to contractors, publishers, or printers
 21 actually doing business within the state of Montana, and all
 22 labor on or connected with such printing and/or binding
 23 shall be performed within the state of Montana, and no such
 24 printing or binding shall be done or performed without the
 25 state of Montana; provided, however, that nothing herein

1 contained shall prevent the receipt of bids from
 2 contractors, publishers, or printers doing business outside
 3 of Montana. In the event that the bids for such printing
 4 and/or binding from contractors, publishers, or printers
 5 actually doing business within the state of Montana are in
 6 excess of 10% of the bids received for such printing and/or
 7 binding from contractors, printers, or publishers doing
 8 business outside the state of Montana, contracts on such
 9 bids may be let or awarded to contractors, publishers, or
 10 printers outside the state of Montana and the labor thereon
 11 performed outside of Montana."

12 Section 3. Section 18-7-103, MCA, is amended to read:

13 "18-7-103. State printing -- lowest bidder -- resident
 14 preference. All printing for which the state of Montana is
 15 chargeable, including reports of state officers, state
 16 boards, pamphlets, blanks, letterheads, envelopes, and
 17 printed matter of every kind and description, except ~~the~~
 18 Montana Code Annotated and certificates of appointment and
 19 election to office, must be printed within the state of
 20 Montana by a responsible bidder if his bid is not more than
 21 2% higher than the bid of the lowest bidder who is a
 22 nonresident of this state, unless local facilities for
 23 production of a particular sort of printed matter are not
 24 available."

25 Section 4. Section 3, Chapter 1, Laws of 1979, is

1 amended to read:

2 "Section 3. Section 1-11-301, MCA, is amended to read:
 3 1-11-301. Publication and sale of Montana Code

4 - Annotated. (1) The legislative council with the advice of
 5 the code commissioner shall decide on the quantity, quality,
 6 style, format, and grade of all publications prior to having
 7 the code commissioner contract for their publication. The
 8 code commissioner shall follow the requirements of state law
 9 relating to contracts, ~~and bids~~ except as herein provided.

10 (2) The methods of sale to the public of the Montana
 11 Code Annotated and supplements or other subsequent and
 12 ancillary publications thereto may be included as an
 13 alternative specification ~~and bid~~ and as a part of a
 14 contract to be let by ~~bids~~ by the code commissioner.

15 (3) The sales price to the public shall be fixed by
 16 the legislative council but may not exceed the cost price
 17 plus 20%. All revenues generated from the sale of the
 18 Montana Code Annotated or ancillary publications shall be
 19 deposited in the revolving fund, from which fund
 20 appropriations may be made for the use of the office and
 21 facilities of the legislative council under this chapter.

22 (4) Sets of the Montana Code Annotated purchased by
 23 the state or local governmental agencies that are supported
 24 by public funds shall be for the cost price of the sets."

25 Section 5. Effective date. This act is effective on
 passage and approval. -END-

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-End-

HOUSE OF REPRESENTATIVES
March 8, 1979

Committee of the Whole Amendments to Senate Bill No. 466, third reading copy, as follows:

1. Title, lines 5 and 6.

Strike: "STATE LAWS ON BID LETTING AND"

Insert: "THE LAW ON"

2. Page 4, line 7.

Following: "commissioner"

Insert: "call for bids for the printing and binding and"

3. Page 4, line 9.

Following: "contracts"

Insert: "and bids"

4. Page 4, line 13.

Following: "bid"

Insert: "and bid"

5. Page 4, line 14.

Following: "by"

Insert: "bids by"

AND AS AMENDED,
BE CONCURRED IN