

HOUSE BILL NO. 163

INTRODUCED BY CONNELLY

IN THE HOUSE

January 14, 1985	Introduced and referred to Committee on State Administration.
January 18, 1985	Committee recommend bill do pass as amended. Report adopted.
January 19, 1985	Bill printed and placed on members' desks.
January 23, 1985	Second reading, do pass. Considered correctly engrossed.
January 24, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 25, 1985	Introduced and referred to Committee on State Administration.
March 7, 1985	Committee recommend bill be concurrred in. Report adopted.
March 9, 1985	Second reading, concurrred in.
March 12, 1985	Third reading, concurrred in. Ayes, 50; Noes, 0. Returned to House.

IN THE HOUSE

March 13, 1985	Received from Senate. Sent to enrolling. Reported correctly enrolled.
----------------	---

1 HOUSE BILL NO. 163
2 INTRODUCED BY Connelly
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE TIME
5 PERIOD FOR WHICH THE STATE CAN CONTRACT FOR THE LEASE OR
6 PURCHASE OF DATA PROCESSING MANAGEMENT INFORMATION SYSTEMS
7 FROM 3 YEARS TO 10 YEARS; AMENDING SECTION 18-4-313, MCA."
8

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

10 Section 1. Section 18-4-313, MCA, is amended to read:
11 "18-4-313. Contracts -- terms, extensions, and time
12 limits. (1) Unless otherwise provided by law, no contract,
13 lease, or rental agreement for supplies or services may be
14 made for a longer period than 3 years; however, the
15 department may contract for the lease or purchase of
16 telecommunications equipment and systems, and data
17 processing equipment, and data processing management
18 information systems for a period not to exceed 10 years. A
19 contract, lease, or rental agreement may be extended or
20 renewed, notwithstanding the time limits stated in this
21 section, if the terms of the extension or renewal, if any,
22 are included in the solicitation and funds are available for
23 the first fiscal period at the time of the agreement.
24 Payment and performance obligations for succeeding fiscal
25 periods are subject to the availability and appropriation of

1 funds therefor.

2 (2) Prior to the extension or renewal of a contract,
3 it must be determined in writing that:

4 (a) estimated requirements cover the period of the
5 contract and are reasonably firm and continuing; and

6 (b) the contract will serve the best interests of the
7 state by encouraging effective competition or otherwise
8 promoting economies in state procurement.

9 (3) When funds are not appropriated or otherwise made
10 available to support continuation of performance in a
11 subsequent fiscal period, the contract must be canceled."

12 NEW SECTION. Section 2. Extension of authority. Any
13 existing authority of the department of administration to
14 make rules on the subject of the provisions of this act is
15 extended to the provisions of this act.

-End-



-2- INTRODUCED BILL
HB 163

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

1 HOUSE BILL NO. 163
 2 INTRODUCED BY CONNELLY
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE TIME
 5 PERIOD FOR WHICH THE STATE CAN CONTRACT FOR THE LEASE OR
 6 PURCHASE OF DATA-PROCESSING THE DEPARTMENT OF SOCIAL AND
 7 REHABILITATION SERVICES MEDICAID MANAGEMENT INFORMATION
 8 SYSTEMS SYSTEM (MMIS) FROM 3 YEARS TO 10 YEARS; AMENDING
 9 SECTION 18-4-313, MCA."

10
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 12 Section 1. Section 18-4-313, MCA, is amended to read:
 13 "18-4-313. Contracts -- terms, extensions, and time
 14 limits. (1) Unless otherwise provided by law, no contract,
 15 lease, or rental agreement for supplies or services may be
 16 made for a longer period than 3 years; however, the
 17 department may contract for the lease or purchase of
 18 telecommunications equipment and systems, and data
 19 processing equipment, and data-processing THE DEPARTMENT OF
 20 SOCIAL AND REHABILITATION SERVICES MEDICAID management
 21 information systems SYSTEM (MMIS) for a period not to exceed
 22 10 years. A contract, lease, or rental agreement may be
 23 extended or renewed, notwithstanding the time limits stated
 24 in this section, if the terms of the extension or renewal,
 25 if any, are included in the solicitation and funds are

1 available for the first fiscal period at the time of the
 2 agreement. Payment and performance obligations for
 3 succeeding fiscal periods are subject to the availability
 4 and appropriation of funds therefor.

5 (2) Prior to the extension or renewal of a contract,
 6 it must be determined in writing that:

7 (a) estimated requirements cover the period of the
 8 contract and are reasonably firm and continuing; and

9 (b) the contract will serve the best interests of the
 10 state by encouraging effective competition or otherwise
 11 promoting economies in state procurement.

12 (3) When funds are not appropriated or otherwise made
 13 available to support continuation of performance in a
 14 subsequent fiscal period, the contract must be canceled."

15 NEW SECTION. Section 2. Extension of authority. Any
 16 existing authority of the department of administration to
 17 make rules on the subject of the provisions of this act is
 18 extended to the provisions of this act.

-End-

HOUSE BILL NO. 163
INTRODUCED BY CONNELLY

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE TIME PERIOD FOR WHICH THE STATE CAN CONTRACT FOR THE LEASE OR PURCHASE OF DATA-PROCESSING THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES MEDICAID MANAGEMENT INFORMATION SYSTEMS SYSTEM (MMIS) FROM 3 YEARS TO 10 YEARS; AMENDING SECTION 18-4-313, MCA."

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

Section 1. Section 18-4-313, MCA, is amended to read:

"18-4-313. Contracts -- terms, extensions, and time limits. (1) Unless otherwise provided by law, no contract, lease, or rental agreement for supplies or services may be made for a longer period than 3 years; however, the department may contract for the lease or purchase of telecommunications equipment and systems, and data processing equipment, and data-processing THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES MEDICAID management information systems SYSTEM (MMIS) for a period not to exceed 10 years. A contract, lease, or rental agreement may be extended or renewed, notwithstanding the time limits stated in this section, if the terms of the extension or renewal, if any, are included in the solicitation and funds are

available for the first fiscal period at the time of the agreement. Payment and performance obligations for succeeding fiscal periods are subject to the availability and appropriation of funds therefor.

(2) Prior to the extension or renewal of a contract, it must be determined in writing that:

(a) estimated requirements cover the period of the contract and are reasonably firm and continuing; and

(b) the contract will serve the best interests of the state by encouraging effective competition or otherwise promoting economies in state procurement.

(3) When funds are not appropriated or otherwise made available to support continuation of performance in a subsequent fiscal period, the contract must be canceled."

NEW SECTION. Section 2. Extension of authority. Any existing authority of the department of administration to make rules on the subject of the provisions of this act is extended to the provisions of this act.

-End-



1 HOUSE BILL NO. 163
 2 INTRODUCED BY CONNELLY
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE TIME
 5 PERIOD FOR WHICH THE STATE CAN CONTRACT FOR THE LEASE OR
 6 PURCHASE OF ~~DATA-PROCESSING~~ THE DEPARTMENT OF SOCIAL AND
 7 REHABILITATION SERVICES MEDICAID MANAGEMENT INFORMATION
 8 SYSTEMS SYSTEM (MMIS) FROM 3 YEARS TO 10 YEARS; AMENDING
 9 SECTION 18-4-313, MCA."

10
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 12 Section 1. Section 18-4-313, MCA, is amended to read:
 13 "18-4-313. Contracts -- terms, extensions, and time
 14 limits. (1) Unless otherwise provided by law, no contract,
 15 lease, or rental agreement for supplies or services may be
 16 made for a longer period than 3 years; however, the
 17 department may contract for the lease or purchase of
 18 telecommunications equipment and systems, and data
 19 processing equipment, and ~~data-processing~~ THE DEPARTMENT OF
 20 SOCIAL AND REHABILITATION SERVICES MEDICAID management
 21 information systems SYSTEM (MMIS) for a period not to exceed
 22 10 years. A contract, lease, or rental agreement may be
 23 extended or renewed, notwithstanding the time limits stated
 24 in this section, if the terms of the extension or renewal,
 25 if any, are included in the solicitation and funds are

1 available for the first fiscal period at the time of the
 2 agreement. Payment and performance obligations for
 3 succeeding fiscal periods are subject to the availability
 4 and appropriation of funds therefor.

5 (2) Prior to the extension or renewal of a contract,
 6 it must be determined in writing that:

- 7 (a) estimated requirements cover the period of the
- 8 contract and are reasonably firm and continuing; and
- 9 (b) the contract will serve the best interests of the
- 10 state by encouraging effective competition or otherwise
- 11 promoting economies in state procurement.

12 (3) When funds are not appropriated or otherwise made
 13 available to support continuation of performance in a
 14 subsequent fiscal period, the contract must be canceled."

15 NEW SECTION. Section 2. Extension of authority. Any
 16 existing authority of the department of administration to
 17 make rules on the subject of the provisions of this act is
 18 extended to the provisions of this act.

-End-

REFERENCE BILL

