

SENATE BILL NO. 133

INTRODUCED BY MOHAR, QUILICI, HAFNEY

BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

IN THE SENATE

January 18, 1985	Introduced and referred to Committee on State Administration.
February 1, 1985	Committee recommend bill do pass. Report adopted.
February 2, 1985	Bill printed and placed on members' desks.
February 4, 1985	Second reading, do pass.
February 5, 1985	Considered correctly engrossed.
February 6, 1985	Third reading, passed. Ayes, 48; Noes, 1. Transmitted to House.

IN THE HOUSE

February 27, 1985	Introduced and referred to Committee on State Administration.
March 12, 1985	Committee recommend bill be concurrent in. Report adopted.
March 14, 1985	Second reading, concurrent in.
March 16, 1985	Third reading, concurrent in. Returned to Senate.

IN THE SENATE

March 16, 1985

Received from House.

March 18, 1985

Sent to enrolling.

Reported correctly enrolled.

1 Senate BILL NO. 133
 2 INTRODUCED BY Mona Zulu Haffey
 3 BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE
 6 DEPARTMENT OF ADMINISTRATION TO REVIEW AND ACCEPT PLANS,
 7 SPECIFICATIONS, AND COST ESTIMATES PERTAINING TO STATE
 8 BUILDING PROJECTS; AMENDING SECTION 18-2-103, MCA; AND
 9 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

12 Section 1. Section 18-2-103, MCA, is amended to read:
 13 "18-2-103. Supervision of construction of buildings.

14 (1) For the construction of a building costing more than
 15 \$25,000, the department of administration shall:

16 (a) review and ~~approve~~ accept all plans,
 17 specifications, and cost estimates ~~and--working--drawings~~
 18 prepared by architects; or consulting engineers;

19 (b) approve all bond issues or other financial
 20 arrangements and supervise and approve the expenditure of
 21 all moneys;

22 (c) under the supervision and with the approval of the
 23 board of examiners, solicit, accept, and reject bids and
 24 award all contracts to the lowest qualified bidder
 25 considering conformity with specifications and terms and

1 reasonableness of bid amount;

2 (d) review and, with the consent of the board of
 3 examiners, approve all change orders;

4 (e) accept the building when completed according to
 5 approved accepted plans and specifications.

6 (2) For repair and maintenance projects, the
 7 supervision, approval, and consent of the board of examiners
 8 are not required.

9 (3) Before any contract under subsection (1) is
 10 awarded, two formal bids must have been received, if
 11 reasonably available.

12 (4) The department of administration is responsible
 13 for concurring in construction projects where the proposed
 14 cost is less than \$25,000 but more than \$5,000. Before any
 15 contract under this subsection is approved for construction,
 16 alteration, repair, maintenance, or improvement, at least
 17 three informal bids, if reasonably available, shall be
 18 procured from bona fide contractors duly licensed as such in
 19 the state of Montana.

20 (5) The department need not require the provisions of
 21 Montana law relating to advertising, bidding, or supervision
 22 where proposed construction costs are less than \$5,000.

23 (6) For the construction of buildings owned or to be
 24 owned by a school district, the department of administration
 25 shall, upon request, provide inspection to insure compliance

1 with the plans and specifications for the construction of
2 such buildings. "Construction" shall include construction,
3 repair, alteration, equipping, and furnishing during
4 construction, repair, or alteration. These services shall be
5 provided at a cost to be contracted for between the
6 department of administration and the school district, with
7 the receipts to be deposited in the department of
8 administration's construction regulation account in a state
9 special revenue fund.

10 (7) It is the intent of the legislature that student
11 housing and other facilities constructed under the authority
12 of the regents of the university system are subject to the
13 provisions of subsections (1) through (3) of this section."

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

18 NEW SECTION. Section 3. Effective date. This act is
19 effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

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2 INTRODUCED BY Melan Zuluaga
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22 (c) under the supervision and with the approval of the
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