

HOUSE BILL 140

Introduced by Cobb

1/12	Introduced
1/13	Referred to State Administration
1/19	Hearing
1/24	Committee Report--Bill Not Passed
1/25	Adverse Committee Report Adopted

1 House BILL NO. 140
2 INTRODUCED BY Cobb
3 BY REQUEST OF THE DEPARTMENT OF COMMERCE
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ABOLISH THE BOARD OF
6 COUNTY PRINTING; AMENDING SECTIONS 7-5-2401 AND 7-5-2411,
7 MCA; REPEALING SECTIONS 2-15-1811 AND 7-5-2402 THROUGH
8 7-5-2405, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 7-5-2401, MCA, is amended to read:
12 "7-5-2401. Purpose of part. The purpose of this part
13 is to ~~require--the board of county printing to set maximum~~
14 ~~prices which may be charged for~~ define the conditions under
15 which county printing and legal advertising must be
16 contracted."

17 **Section 2.** Section 7-5-2411, MCA, is amended to read:
18 "7-5-2411. County printing contract. (1) Except as
19 provided in subsection (2), the county commissioners shall
20 contract with one newspaper to do all the printing for the
21 county, including advertising required by law and all
22 printed forms required by the county, ~~at a rate not~~
23 ~~exceeding that set by the board.~~ The newspaper shall be one
24 that is published in the county and of general bona fide and
25 paid circulation with the second-class mailing privilege and

1 has been published continuously as such at least once a week
2 in the county for the 12 months preceding the awarding of
3 the contract.

4 (2) (a) In any county in which no newspaper owns or
5 operates a commercial printing establishment, the county
6 commissioners shall and in counties of the first class, the
7 county commissioners may separate the printing contract into
8 two parts, one of which shall provide for the publication of
9 legal advertising only, such contract being let to a legally
10 qualified newspaper, and the other contract shall provide
11 for all printed forms, materials, and supplies required by
12 the county.

13 (b) The contract for printed forms, materials, and
14 supplies referred to in subsection (2)(a) or one separated
15 under subsection (2)(c) shall be let:

16 (i) to a commercial printing establishment or
17 establishments, as the case may be, which shall have been in
18 business in the county for at least 1 year and whose
19 competitive bid is not more than 5% higher than that of the
20 lowest responsible commercial printing establishment bidder
21 doing business outside the county; or

22 (ii) if no establishment qualifies under subsection
23 (2)(b)(i), to the lowest responsible commercial printing
24 establishment bidder.

25 (c) The board of county commissioners for counties of

1 the first class may award separate contracts for printed
2 forms, materials, and supplies required by the counties. The
3 separate contracts may be awarded on an annual basis or may
4 be awarded for a specific printing job.

5 ~~{3}--In no case shall any contract call for payment--by~~
6 ~~the--county--of any prices in excess of the maximum fixed by~~
7 ~~the board of county printing.~~

8 ~~{4}{3}~~ Nothing in this part shall limit or restrict
9 the power of a board of county commissioners to call for
10 competitive bids from persons or firms qualified to bid on
11 county printing under the terms of this part ~~or to let~~
12 ~~contracts at prices less than the maximum fixed by the board~~
13 ~~of county printing."~~

14 NEW SECTION. **Section 3.** Repealer. Sections 2-15-1811
15 and 7-5-2402 through 7-5-2405, MCA, are repealed.

16 NEW SECTION. **Section 4.** Effective date. [This act] is
17 effective on passage and approval.

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