

HOUSE BILL 384

Introduced by Spring, et al.

1/24	Introduced
1/25	Referred to Local Government
2/02	Hearing
2/02	Tabled in Committee

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House BILL NO. 384

INTRODUCED BY

*Rep. Spring, Nelson, Boudle, Vincent*

A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THAT A LOCAL AGENCY OR SPECIAL DISTRICT IS NOT REQUIRED TO CONTRACT FOR ARCHITECTURAL, ENGINEERING, AND LAND SURVEYING SERVICES THAT DUPLICATE SERVICES PERFORMED ON BEHALF OF A PRIVATE DEVELOPER IN THE COURSE OF PREPARING FOR AN IMPROVEMENT DISTRICT REQUESTED BY THE DEVELOPER; AND AMENDING SECTION 18-8-212, MCA."

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

**Section 1.** Section 18-8-212, MCA, is amended to read:

"18-8-212. Exception Exceptions -- split projects prohibited. (1) (a) All agencies securing architectural, engineering, and land surveying services for projects for which the fees are estimated not to exceed \$5,000 may contract for those professional services by direct negotiation.

(b) A local agency or special district that undertakes a project, through the creation of a special improvement district or by similar means, at the request of a private party is not required to contract for services that duplicate the architectural, engineering, and land surveying services performed on behalf of the private party.

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(2) No An agency may not separate service contracts or split or break projects for the purpose of circumventing the provisions of this part."

-End-