

SECOND REGULAR SESSION

HOUSE BILL NO. 1788

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES ELMER (Sponsor), FRAKER, FUNDERBURK, JONES (117),
LONG AND LASATER (Co-sponsors).

5730H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 8.250, RSMo, and to enact in lieu thereof one new section relating to contracts for state projects.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 8.250, RSMo, is repealed and one new section enacted in lieu thereof,
2 to be known as section 8.250, to read as follows:

8.250. 1. "Project" for the purposes of this chapter means the labor or material necessary
2 for the construction, renovation, or repair of improvements to real property so that the work,
3 when complete, shall be ready for service for its intended purpose and shall require no other
4 work to be a completed system or component.

5 2. [All contracts for projects, the cost of which exceeds twenty-five thousand dollars,
6 entered into by any city containing five hundred thousand inhabitants or more shall be let to the
7 lowest, responsive, responsible bidder or bidders after notice and publication of an advertisement
8 for five days in a daily newspaper in the county where the work is located, or at least twice over
9 a period of ten days or more in a newspaper in the county where the work is located, and in two
10 daily newspapers in the state which do not have less than fifty thousand daily circulation, and by
11 such other means as are determined to be most likely to reach potential bidders.

12 3.] All contracts for projects, the cost of which exceeds one hundred thousand dollars,
13 entered into by an officer or agency of this state **or any political subdivision thereof** shall be
14 let to the lowest, responsive, responsible bidder or bidders based on preestablished criteria after
15 notice and publication of an advertisement for five days in a daily newspaper in the county where
16 the work is located, or at least twice over a period of ten days or more in a newspaper in the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 county where the work is located and in one daily newspaper in the state which does not have
18 less than fifty thousand daily circulation and by such other means as determined to be most likely
19 to reach potential bidders. For all contracts for projects between twenty-five thousand dollars
20 and one hundred thousand dollars, a minimum of three contractors shall be solicited with the
21 award being made to the lowest responsive, responsible bidder based on preestablished criteria.

22 [4.] 3. The number of such public bids shall not be restricted or curtailed, but shall be
23 open to all persons complying with the terms upon which the bids are requested or solicited
24 unless debarred for cause. No contract shall be awarded when the amount appropriated for same
25 is not sufficient to complete the work ready for service.

26 [5.] 4. Dividing a project into component labor or material allocations for the purpose
27 of avoiding bidding or advertising provisions required by this section is specifically prohibited.

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