

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1129

H.P. 812

House of Representatives, April 4, 1995

An Act to Amend the Bidding Process for School Construction Purposes.

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative DAGGETT of Augusta.
Cosponsored by Representatives: BRENNAN of Portland, HATCH of Skowhegan, MADORE of Augusta.

Be it enacted by the People of the State of Maine as follows:

2 Sec. 1. 5 MRSA §1743-A, as amended by PL 1989, c. 700, Pt. A,
4 §17, is further amended to read:

6 **§1743-A. Competitive bids; advertisement**

8 Any contract for the construction, major alteration or
10 repair of school buildings involving a total cost in excess of
\$100,000, except contracts for professional, architectural and
12 engineering services, shall must be awarded by competitive bids.
The school district directors, school committee, building
14 committee or whatever agency has responsibility for the
construction, major alteration or repair shall, after
consultation with the Director of the Bureau of Public
16 ~~Improvements~~ General Services, seek sealed proposals. Sealed
proposals shall must be addressed to the responsible agency and
18 shall must remain sealed until publicly opened in the presence of
the responsible agency or a committee thereof at such time as the
20 responsible agency may direct. Competitive bids may be waived in
individual cases involving unusual circumstances with the written
22 approval of the Director of the Bureau of ~~Public-Improvements~~
General Services and the Commissioner of Education. The agency
24 that has the responsibility for the construction, major
alteration or repair may accept a bid that is not the lowest bid
26 if the agency finds that the bid meets the needs of the agency
more appropriately.

28
30 **STATEMENT OF FACT**

32 This bill permits the acceptance of a bid that is not the
lowest bid for school construction, major alteration or repair if
34 the agency responsible for the project finds that the higher bid
meets the needs of the agency more appropriately.