

SENATE BILL No. 313

March 3, 2009, Introduced by Senator PAPPAGEORGE and referred to the Committee on Senior Citizens and Veterans Affairs.

A bill to amend 1984 PA 431, entitled
"The management and budget act,"
by amending section 241 (MCL 18.1241), as amended by 1999 PA 8.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 241. (1) Except for the contracts permitted in section
2 240, a contract shall not be awarded for the construction, repair,
3 remodeling, or demolition of a facility unless the contract is let
4 pursuant to a bidding procedure ~~which~~ **THAT** is approved by the
5 board. The department shall issue directives prescribing procedures
6 to be used to implement this section. The procedures shall require
7 a competitive solicitation in the award of any contract for
8 construction, repair, remodeling, or demolition of a facility.

1 (2) The department may award or approve the award, if the
2 board approves, of construction contracts to construct a project
3 for which the director is the agent and may expend, for the
4 purposes and in the manner set forth, the amounts appropriated. The
5 director is not the agent for a community college or institution of
6 higher education, but may act in that capacity upon the specific
7 request of a community college or institution of higher education.

8 (3) IN AWARDING A CONTRACT UNDER THIS SECTION, THE DEPARTMENT
9 SHALL GIVE A PREFERENCE OF UP TO 10% OF THE AMOUNT OF THE CONTRACT
10 TO A QUALIFIED DISABLED VETERAN, AS DEFINED IN SECTION 261. IF THE
11 QUALIFIED DISABLED VETERAN OTHERWISE MEETS THE REQUIREMENTS OF THE
12 CONTRACT SOLICITATION AND WITH THE PREFERENCE IS THE LOWEST BIDDER,
13 THE DEPARTMENT SHALL ENTER INTO A CONSTRUCTION CONTRACT WITH THE
14 QUALIFIED DISABLED VETERAN UNDER THIS ACT. IF 2 OR MORE QUALIFIED
15 DISABLED VETERANS ARE THE LOWEST BIDDERS ON A CONTRACT, ALL OTHER
16 THINGS BEING EQUAL, THE QUALIFIED DISABLED VETERAN WITH THE LOWEST
17 BID SHALL BE AWARDED THE CONTRACT UNDER THIS ACT.