

# HOUSE BILL No. 4512

March 4, 2009, Introduced by Reps. Polidori, Spade, Espinoza, Roy Schmidt, Durhal, Corriveau, McDowell, Neumann, Terry Brown, Gonzales, Lemmons, Leland, Dean, Meadows and Constan and referred to the Committee on Military and Veterans Affairs and Homeland Security.

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 is approved by the board. The  
5       department shall issue directives prescribing procedures to be used  
6       to implement this section. The procedures shall require a  
7       competitive solicitation in the award of any contract for  
8       construction, repair, remodeling, or demolition of a facility.

9       (2) The department may award or approve the award, if the

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

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