

**SENATE AMENDMENT NO. \_\_\_\_\_**

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend \_\_\_\_\_ SCS/Senate Bill No. 769, Page 6, Section 30.270, Line 164,

2 by inserting after all of said line the following:

3 "50.660. [1.] All contracts shall be executed in the name  
4 of the county, or in the name of a township in a county with a  
5 township form of government, by the head of the department or  
6 officer concerned, except contracts for the purchase of supplies,  
7 materials, equipment or services other than personal made by the  
8 officer in charge of purchasing in any county or township having  
9 the officer. No contract or order imposing any financial  
10 obligation on the county or township is binding on the county or  
11 township unless it is in writing and unless there is a balance  
12 otherwise unencumbered to the credit of the appropriation to  
13 which it is to be charged and a cash balance otherwise  
14 unencumbered in the treasury to the credit of the fund from which  
15 payment is to be made, each sufficient to meet the obligation  
16 incurred and unless the contract or order bears the certification  
17 of the accounting officer so stating; except that in case of any  
18 contract for public works or buildings to be paid for from bond  
19 funds or from taxes levied for the purpose it is sufficient for  
20 the accounting officer to certify that the bonds or taxes have  
21 been authorized by vote of the people and that there is a

1 sufficient unencumbered amount of the bonds yet to be sold or of  
2 the taxes levied and yet to be collected to meet the obligation  
3 in case there is not a sufficient unencumbered cash balance in  
4 the treasury. All contracts and purchases shall be let to the  
5 lowest and best bidder after due opportunity for competition,  
6 including advertising the proposed letting in a newspaper in the  
7 county or township with a circulation of at least five hundred  
8 copies per issue, if there is one[, except that the advertising  
9 is not required in case of contracts or purchases involving an  
10 expenditure of less than six thousand dollars]. It is not  
11 necessary to obtain bids on any purchase in the amount of [four]  
12 six thousand [five hundred] dollars or less made from any one  
13 person, firm or corporation during any period of ninety days [or,  
14 if the county is any county of the first classification with more  
15 than one hundred fifty thousand but fewer than two hundred  
16 thousand inhabitants or any county of the first classification  
17 with more than two hundred sixty thousand but fewer than three  
18 hundred thousand inhabitants, it is not necessary to obtain bids  
19 on such purchases in the amount of six thousand dollars or less].  
20 All bids for any contract or purchase may be rejected and new  
21 bids advertised for. Contracts which provide that the person  
22 contracting with the county or township shall, during the term of  
23 the contract, furnish to the county or township at the price  
24 therein specified the supplies, materials, equipment or services  
25 other than personal therein described, in the quantities  
26 required, and from time to time as ordered by the officer in  
27 charge of purchasing during the term of the contract, need not  
28 bear the certification of the accounting officer, as herein  
29 provided; but all orders for supplies, materials, equipment or

1 services other than personal shall bear the certification. In  
2 case of such contract, no financial obligation accrues against  
3 the county or township until the supplies, materials, equipment  
4 or services other than personal are so ordered and the  
5 certificate furnished.

6 [2. Notwithstanding the provisions of subsection 1 of this  
7 section to the contrary, advertising shall not be required in any  
8 county in the case of contracts or purchases involving an  
9 expenditure of less than six thousand dollars.]

10 50.783. 1. The county commission may waive the requirement  
11 of competitive bids or proposals for supplies when the commission  
12 has determined in writing and entered into the commission minutes  
13 that there is only a single feasible source for the supplies.  
14 Immediately upon discovering that other feasible sources exist,  
15 the commission shall rescind the waiver and proceed to procure  
16 the supplies through the competitive processes as described in  
17 this chapter. A single feasible source exists when:

18 (1) Supplies are proprietary and only available from the  
19 manufacturer or a single distributor; or

20 (2) Based on past procurement experience, it is determined  
21 that only one distributor services the region in which the  
22 supplies are needed; or

23 (3) Supplies are available at a discount from a single  
24 distributor for a limited period of time.

25 2. On any single feasible source purchase where the  
26 estimated expenditure is [three thousand dollars or] over six  
27 thousand dollars, the commission shall post notice of the  
28 proposed purchase[. Where the estimated expenditure is five  
29 thousand dollars or over, The commission shall also] and

1 advertise the commission's intent to make such purchase in at  
2 least one daily and one weekly newspaper of general circulation  
3 in such places as are most likely to reach prospective bidders or  
4 offerors and may provide such information through an electronic  
5 medium available to the general public at least ten days before  
6 the contract is to be let.

7 3. Notwithstanding subsection 2 of this section to the  
8 contrary, on any single feasible service purchase by any county  
9 of the first classification with more than one hundred fifty  
10 thousand but fewer than two hundred thousand inhabitants or any  
11 county of the first classification with more than two hundred  
12 sixty thousand but fewer than three hundred thousand inhabitants  
13 where the estimated expenditure is over six thousand dollars [or  
14 over], the commission shall post notice of the proposed purchase  
15 and advertise the commission's intent to make such purchase in at  
16 least one daily and one weekly newspaper of general circulation  
17 in such places as are most likely to reach prospective bidders or  
18 offerors and may provide such information through an electronic  
19 medium available to the general public at least ten days before  
20 the contract is to be let."; and

21 Further amend the title and enacting clause accordingly.