

HOUSE BILL No. 4370

March 5, 2013, Introduced by Reps. Cochran, Abed, Zemke, Kivela, Haugh, Darany, Lane, Roberts, Yanez, Dianda, Smiley, Driskell, Cavanagh, Brunner, Faris, Ananich and Schor and referred to the Committee on Oversight.

A bill to amend 1968 PA 2, entitled
"Uniform budgeting and accounting act,"
(MCL 141.421 to 141.440a) by adding section 3a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 3A. (1) BEGINNING OCTOBER 1, 2013, IF THE LOWEST
2 RESPONSIVE AND RESPONSIBLE BIDDER ON A CONTRACT FOR GOODS OR
3 SERVICES WITH A LOCAL UNIT IS NOT A MICHIGAN BUSINESS, THEN ALL
4 BIDDERS ON THAT CONTRACT THAT ARE MICHIGAN BUSINESSES SHALL HAVE 30
5 DAYS TO RESUBMIT THEIR BIDS TO MATCH OR BEAT THE BID FROM THE
6 BIDDER THAT IS NOT A MICHIGAN BUSINESS. IF ONLY 1 MICHIGAN BUSINESS
7 THAT BID ON THE CONTRACT RESUBMITS A BID UNDER THIS SUBSECTION THAT
8 MATCHES OR BEATS THE SUCCESSFUL BID FROM THE BIDDER THAT IS NOT A
9 MICHIGAN BUSINESS, THE LOCAL UNIT SHALL ENTER INTO THE CONTRACT
10 WITH THAT MICHIGAN BUSINESS. IF 2 OR MORE MICHIGAN BUSINESSES THAT
11 BID ON THE CONTRACT RESUBMIT A BID UNDER THIS SUBSECTION THAT

1 MATCHES OR BEATS THE SUCCESSFUL BID FROM THE BIDDER THAT IS NOT A
2 MICHIGAN BUSINESS, THE LOCAL UNIT SHALL ENTER INTO THE CONTRACT
3 WITH THE MICHIGAN BUSINESS THAT SUBMITTED THE LOWEST RESPONSIVE AND
4 RESPONSIBLE BID AS DETERMINED BY THE LOCAL UNIT. THE LOCAL UNIT
5 SHALL MAKE ALL DISCRETIONARY DETERMINATIONS TO IMPLEMENT THIS
6 SUBSECTION. THE LOCAL UNIT SHALL ISSUE DIRECTIVES TO ALL
7 DEPARTMENTS IN THE LOCAL UNIT TO IMPLEMENT THIS SUBSECTION.

8 (2) AS USED IN THIS SECTION, "MICHIGAN BUSINESS" MEANS THAT
9 TERM AS DESCRIBED IN SECTION 268 OF THE MANAGEMENT AND BUDGET ACT,
10 1984 PA 431, MCL 18.1268.