

HOUSE BILL No. 1278

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-1-12-1.

Synopsis: School corporation public works projects. Authorizes the governing body of a school corporation to enter into a public works contract by a competitive sealed bidding process through a multistate cooperative purchasing program.

Effective: July 1, 2006.

Bright, Thompson, Reske

January 10, 2006, read first time and referred to Committee on Local Government.

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Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

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HOUSE BILL No. 1278



A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-1-12-1 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 1. (a) Except as
 3 provided in this section, this chapter applies to all public work
 4 performed or contracted for by:
 5 (1) political subdivisions; and
 6 (2) their agencies;
 7 regardless of whether it is performed on property owned or leased by
 8 the political subdivision or agency.
 9 (b) This chapter does not apply to an officer or agent who, on behalf
 10 of a municipal utility, maintains, extends, and installs services of the
 11 utility if the necessary work is done by the employees of the utility.
 12 (c) This chapter does not apply to hospitals organized or operated
 13 under IC 16-22-1 through IC 16-22-5 or IC 16-23-1, unless the public
 14 work is financed in whole or in part with cumulative building fund
 15 revenue.
 16 (d) This chapter does not apply to tax exempt Indiana nonprofit
 17 corporations leasing and operating a city market owned by a political



1 subdivision.
2 (e) As an alternative to this chapter, the governing body of a school
3 corporation may participate in a utility energy efficiency program or
4 may enter into a guaranteed energy savings contract as permitted under
5 IC 36-1-12.5.
6 (f) This chapter does not apply to a person that has entered into an
7 operating agreement with a political subdivision or an agency of a
8 political subdivision under IC 5-23.
9 **(g) Instead of proceeding under this chapter, the governing body**
10 **of a school corporation may enter into a public works contract by**
11 **a competitive sealed bidding process through a multistate**
12 **cooperative purchasing program entered into under IC 36-1-7.**

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