

**SUBSTITUTE FOR
HOUSE BILL NO. 5274**

A bill to require public entities to provide certain contract information for posting on a public website.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "public contract disclosure act".

3 Sec. 2. As used in this act:

4 (a) "Contract" means an agreement for a public entity to
5 procure goods or services from a private entity for \$25,000.00 or
6 more, or estimated to total \$25,000.00 or more. Contract does not
7 include an employment contract for a position filled through a
8 civil service or similar merit system or a position normally filled
9 by a vote of the electors.

10 (b) "Department" means the department of technology,

House Bill No. 5274 (H-3) as amended May 23, 2012

1 management, and budget.

2 (c) "Public entity" means this state; a department or agency
3 of this state; a city, village, township, county, or other
4 political subdivision of this state; a school district,
5 intermediate school district, or special district; cyber school;
6 public school academy; a community college or junior college as
7 described in section 7 of article VIII of the state constitution of
8 1963; an institution of higher education, as described in section 4
9 of article VIII of the state constitution of 1963; or any other
10 public entity of this state or of a political subdivision of this
11 state.

12 Sec. 3. (1) Beginning June 30, 2012, a public entity shall
13 prepare a list with information concerning each of its contracts
14 that were entered into or that are in effect at any time during the
15 immediately preceding 12 months. The information listed concerning
16 each contract shall include all of the following:

17 (a) The name of the contracting private entity.

18 (b) The dollar amount of the contract. However, if the dollar
19 amount of a contract is not easily ascertainable, the public entity
20 shall include the estimated amount of the contract and shall update
21 the estimated dollar amount each month until the actual dollar
22 amount is ascertainable.

[(c) For a contract for the lease or lease purchase of a motor
vehicle, in addition to the information in subdivisions (a) and (b), the
duration of the lease.]

23 (2) The public entity shall post the information indicated in
24 subsection (1) on the public entity's website with a link to the
25 information on the public entity's homepage or shall submit the
26 information to the department electronically, in a format specified
27 by the department. The department shall post the information it

1 receives on the department's public website within 90 days after
2 receiving the information.

3 (3) A public entity shall update the information required to
4 be posted under this section at least monthly.