

LISTING OF STATUTES OF MISSOURI (RSMO)  
AFFECTING PUBLIC PROCUREMENT

(\* revised 12-4-98)

Note: This list is for informational purposes only and may not be all-inclusive. It is not intended to be a legal opinion as to whether or not a particular statute applies to a certain entity. Any comments, revisions, and/or suggestions are welcome.

<u>RSMO #</u>	<u>APPLICABLE TO:</u>	<u>STATUTE TITLE</u>
State Buildings & Lands:		
8.010	State Agencies, counties, municipalities, schools	Board of public buildings created –
8.110	State Agencies, counties, municipalities, schools	Division of facilities management created, duties
8.120	State Agencies, counties, municipalities, schools	Division of design and construction created, duties
8.220	State Agencies, counties, municipalities, schools	Amount expended for construction not to exceed appropriation
8.231	State Agencies, counties, municipalities, schools	Guaranteed energy cost savings contracts, definitions – bids required, when-proposal request to include what – contract, to whom awarded, to contain certain guarantees.
8.240	State Agencies, counties, municipalities, school	Board may acquire lands for state, how.
8.241	State Agencies, counties, municipalities, school	Certain land in St. Louis city - restrictions

8.250	State Agencies, counties, municipalities, schools	Contracts for projects by state or certain subdivisions, bidding required when-prohibition against dividing project into component parts.
8.255	State Agencies, counties, municipalities, school	Standing contracts, advertisement and bids – directors, duties-agency reports
8.280	State Agencies, counties, municipalities, school	Missouri products shall be used in construction or repair of public buildings
8.285	State Agencies, counties, municipalities, school	Policy on contracts for architectural, engineering, land surveying services.
8.287	State Agencies, counties, municipalities school	Definitions
8.289	State Agencies, counties, municipalities, school	Agencies using services to be furnished statement of firm’s qualification and performance data
8.291	State Agencies, counties, municipalities, school	Negotiation for contract-not applicable for certain political subdivision.
8.293	State Agencies, counties, municipalities, school	Rulemaking, procedure
8.310	State Agencies, counties, municipalities, school	Duties of director as to construction, repairs, and purchases-exceptions
8.315	State Agencies, counties, municipalities, school	Duties of director, capital improvements projects
8.316	State Agencies, counties, municipalities, schools	Division of promulgate method to calculate replacement cost of buildings owned by public institutions of high education
8.320	State Agencies, counties, municipalities, school	Director to prescribe conditions and procedures for repair and maintenance of buildings
8.325	State Agencies, counties, municipalities, school	Capital improvements, cost estimates by design & construction, content requirements-rental quarters w/defective conditions, reoccupation by state agencies
8.330	State Agencies, counties, municipalities, school	Information as to condition of buildings, collection, availability
8.340	State Agencies, counties, municipalities, school	Director to keep file on state lands and condition of buildings

8.350	State Agencies, counties, municipalities, school	Director to deliver papers and property to successor
8.360	State Agencies, counties, municipalities, school	Inspection and report as to condition of buildings
8.370	State Agencies, counties, municipalities, school	Definitions
8.380	State Agencies, counties, municipalities, school	Board may acquire and erect buildings - condemnation - may lease to agencies of state and political subdivisions
8.390	State Agencies, counties, municipalities, school	State agencies to use builds and pay rentals
8.400	State Agencies, counties, municipalities, school	Board may issue revenue bonds, contents - bonds for retrofitting projects, use of proceeds
8.410	State Agencies, counties, municipalities, school	Revenue bonds not obligations of state
8.420	State Agencies, counties, municipalities, school	Revenue bonds, forms, effect, interest rates - approval by committee on legislative research
8.430	State Agencies, counties, municipalities, school	Revenue bonds, refunded, when-contents of refunding bonds
8.440	State Agencies, counties, municipalities, school	Board may prescribe form and details of bonds-holder may enforce duties of board
8.450	State Agencies, counties, municipalities, school	Two-thirds vote of board required for bonds
8.460	State Agencies, counties, municipalities, school	State office build authorized in Jefferson City-rented quarters-general assembly may move certain offices from Capitol building
8.610	State Agencies, counties, municipalities, school	Standards for all public facilities and buildings using state or political subdivision funds
8.620	State Agencies, counties, municipalities, school	Renovations by political subdivisions-specifications to make accessible and usable by physically disabled-standards to be met
8.622	State Agencies, counties, municipalities, school	Renovation and new construction by state or new construction by political subdivision to be accessible and usable by the disabled- standards

8.623	State Agencies, counties, municipalities, school	Repair, maintenance or new construction by state using federal funds, standards-MO. to hold U.S. harmless from damages
8.630	State Agencies, counties, municipalities, school	Who shall enforce
8.640	State Agencies, counties, municipalities, school	Exempt buildings and facilities
8.650	State Agencies, counties, municipalities, school	Deviations from standards, when permitted
8.655	State Agencies, counties, municipalities, school	Wheelchair accessibility sign, display required, when
8.657	State Agencies, counties, municipalities, school	Construction companies domiciled outside state-requirements
8.675	State Agencies, counties, municipalities, school	Construction management services defined
8.677	State Agencies, counties, municipalities, school	Construction management services to be used when
8.679	State Agencies, counties, municipalities, school	Contract required, procedure to solicit proposals, advertising required in county where work located, open bidding
8.681	State Agencies, counties, municipalities, school	Proposals, how selected-reevaluation, when –new solicitation of proposals
8.683	State Agencies, counties, municipalities, school	Duties of successful construction manager obtaining contract
8.685	State Agencies, counties, municipalities, school	Prohibited conduct by construction management service, effect
8.687	State Agencies, counties, municipalities, school	Bond not required for construction manager-law not applicable if construction done by public employees
8.700	State Agencies, counties, municipalities, school	Definitions
8.705	State Agencies, counties, municipalities, school	Blind persons to have priority in operation of vending facilities-state property defined-exceptions

8.710	State Agencies, counties, municipalities, school	Rules, bureau of the blind to develop, procedure
8.715	State Agencies, counties, municipalities, school	Construction or installation of vending facility, procedure-costs-objections-application to board buildings when
8.720	State Agencies, counties, municipalities, school	Plans, changes in state property, notice to licensing agent, when-objection procedure, effect
8.725	State Agencies, counties, municipalities, school	Sites for vending facilities required, exception-satisfactory site defined-not applicable to certain existing operations
8.730	State Agencies, counties, municipalities, school	Income must be adequate to establish facility
8.735	State Agencies, counties, municipalities, school	Licenses or permits to be issued without charge
8.740	State Agencies, counties, municipalities, school	Health and sanitation regulations , exception, guide dogs permitted
8.745	State Agencies, counties, municipalities, school	Hearings and review of decisions, procedure-appeals
8.800	State Agencies, counties, municipalities, school	Definitions
8.803	State Agencies, counties, municipalities, school	Financing of energy efficiency projects in state builds, bond issues authorized, procedure
8.805	State Agencies, counties, municipalities, school	Energy savings in state build projects beyond financing obligation, how deposited-criteria to be established for projected savings-report due when
8.807	State Agencies, counties, municipalities, school	Energy analyses account established, purpose, administration, account not
8.810	State Agencies, counties, municipalities, school	State building construction or substantial renovation-analysis required, content-division of design and construction not to let contracts without considering
8.812	State Agencies, counties, municipalities, school	Minimum energy efficiency standards for state builds established by rule-compliance required

8.815	State Agencies, counties, municipalities, school	Voluntary work group of persons and interest groups with expertise in energy efficiency to be established duties
8.817	State Agencies, counties, municipalities, school	Analysis of all state builds for energy efficiency, annual report due when-filed with whom
8.820	State Agencies, counties, municipalities, school	Baseline for energy consumption and costs for all buildings owned or leased by state
8.823	State Agencies, counties, municipalities, school	Division to recommend energy efficiency projects
8.825	State Agencies, counties, municipalities, school	Department to provide energy efficiency practices information to persons in construction or maintenance of state buildings
8.830	State Agencies, counties, municipalities, school	Definitions
8.833	State Agencies, counties, municipalities, school	Bond issues authorized for energy efficiency and energy retrofitting projects in state buildings-priority assigned by office of administration
8.835	State Agencies, counties, municipalities, school	Priority projects initiated when-anticipated reduction of utility and energy cost reported to appropriation and budget committees
8.837	State Agencies, counties, municipalities, school	Minimum energy standard to be developed by rule for new or renovated state buildings
8.840	State Agencies, counties, municipalities, school	Energy efficiency rating system to be provided by rule-rating system to be applied to all buildings before acquiring or leasing
8.843	State Agencies, counties, municipalities, school	Interagency advisory committee on energy cost reduction and savings, members, duties
8.845	State Agencies, counties, municipalities, school	Division to compile data on energy consumption and costs and develop baseline use of data
8.847	State Agencies, counties, municipalities, school	Department to make energy efficiency practices information available for construction, retrofitting and maintenance of state and public buildings
8.849	State Agencies, counties, municipalities, school	Federal petroleum violation escrow fund to be used to fund projects

8.851	State Agencies, counties, municipalities, school	Quality of indoor air not to be scarified for increased energy efficiency
PURCHASING:		
34.010	State Agencies	Definitions
34.030	State Agencies	Shall purchase all supplies and lands
34.031	State Agencies	Recycled products, preference for products made from solid waste -
34.032	State Agencies	Recycled paper to be used, when -
34.040	State Agencies	Purchases to be made on competitive bids, when, how
34.042	State Agencies	Competitive bidding may be waived for competitive proposals- when
34.043	State Agencies	Competitive bidding - waiver of permitted, when
34.044	State Agencies	One source of supplies, waiver of competitive bids and proposals-
34.045	State Agencies	Emergency procurement, waiver of competitive bids or proposals
34.046	State Agencies, counties, municipalities, schools	Contract directly with other governmental entities for purchase of supplies
34.050	State Agencies	Regulations for purchase of supplies-
34.055	State Agencies	State to pay late charges for supplies and services when, rate-
34.057	State Agencies, counties, municipalities, schools	Public works contracts- payments
34.058	State Agencies, counties, municipalities, schools	Public works contract, defined-
34.060	State Agencies	Requests for bids on supplies and materials to be in general terms -
34.065	State Agencies	Requests for bids made in rotation, when
34.070	State Agencies	Preference to Missouri products and firms

34.073	State Agencies, counties, municipalities, schools	Missouri businesses, performance of jobs or services, preference, when
34.076	State Agencies, counties, municipalities, schools	Out-of-state contractors or products for public works, requirements, exceptions
34.080	State Agencies, counties, municipalities, schools	Institutions to use coal from Missouri or adjoining states, when-
34.090	State Agencies	Laws requiring purchase from state institutions to be given effect
34.100	State Agencies	Direct purchases and emergency purchases, when authorized, procedures
34.110	State Agencies	Acceptance of gifts to state-purchase of surplus war materials
34.115	State Agencies	Return of gifts made to state to donor, when, how
34.120	State Agencies	Department to report supplies on hand, records of purchase
34.125	State Agencies	Department to keep inventories of nonexpendable property
34.130	State Agencies	State departments to estimate and submit list of annual needs
34.140	State Agencies	Inventory of removable equipment, when-
34.150	State Agencies	Violation by any department renders contract void-
34.160	State Agencies	Commissioner not to be interested in concern making bids for furnishing supplies or printing -
34.165 *	State Agencies, counties, municipalities, schools	Commissioner to give bidding preference to the blind -
PRINTING:		
34.170	State Agencies	Commissioner to purchase all state printing-
34.175	State Agencies, counties, municipalities, schools	Soybean-based ink to be used for state printing, when - logo requirement -
34.180	State Agencies	To determine form of printed matter-
34.190	State Agencies	Determine size and number of reports to be printed

34.192	State Agencies	Reports, method of preparation -
BUY AMERICAN:		
34.350	State Agencies, counties, municipalities, schools	Missouri domestic product procurement act-
34.353	State Agencies, counties, municipalities, schools	All public agencies and political subdivisions to purchase or lease only goods or commodities produced in the United States, exceptions, procedure
34.355	State Agencies, counties, municipalities, schools	Vendor to furnish proof of compliance-
34.359	State Agencies, counties, municipalities, schools	Treaties and law of the United States to supersede
COUNTY COMMISSIONS & BLDG:		
49.420	Counties	Advertisement for bids—may let at private contract when:
COUNTY FINANCES, BUDGET & RETIREMENT:		
50.753	Certain First Class Counties	Purchasing agent, how appointed, compensation, assistants
50.755	First Class Counties	Purchasing agent to investigate need for supplies requested by officers
50.757	Certain First Class Counties	Purchasing agent, duties—bids rejected—when
50.760	Second & First Class Counties	Advertisement for bids, procedure for
50.770	Second Class Counties	Suppliers defined
50.780	Second Class Counties	Commissions may permit officers to purchase supplies direct—liability therefor—preference in bids
50.790	Second Class Counties	Duties of commissioners—violation of law— penalty

COUNTY SURVEYORS & LAND SURVEYS:		
60.600	County, towns, political subdivisions	Registered surveyors to be used-private employment prohibited
60.610	County, towns, political subdivisions	Department may contract
POLITICAL SUBDIVISIONS & MISC POWERS:		
67.360	All Political Sub-divisions	Political sub-divisions, use of state procurement service authorized
67.370	All Political Sub-divisions	State agencies may contract with political sub-divisions
67.380	All Political Sub-divisions	Charges limited to cost of service
67.390	All Political Sub-divisions	Contracts to be filed with Sec. of State
PORT AUTHORITIES:		
68.055	Port Authorities	Letting of contracts, manners, amounts
POLITICAL SUBDIVISIONS:		
70.100	Municipalities & All Political Sub-divisions	Municipalities and political sub-divisions authorized to buy surplus property of United States Government
70.110	Municipalities & All Political Sub-divisions	Compliance with provisions of Surplus Property Act of 1944
70.115	Municipalities & All Political Sub-divisions	Cities and counties may contract with United States Government on recreational facilities along rivers
70.120	Municipalities & All Political Sub-divisions	Definitions
70.130	Counties	County commissions empowered to make agreements with United States

70.140	Political Sub-divisions	Political sub-divisions shall be notified of agreements
70.170	Political Sub-divisions	Political sub-divisions authorized to enter into agreements—when:
70.210	Political Sub-divisions	Definitions
70.220	Political Sub-divisions	Political sub-divisions may cooperate with each other, with other states, the United States, or private persons
70.230	Political Sub-divisions	Procedures for exercising power
70.240	Political Sub-divisions	Lands may be acquired—how
70.250	Political Sub-divisions	Method of financing
70.260	Political Sub-divisions	Provisions which may be included in joint contract
70.270	Political Sub-divisions	Sovereignty to be retained
70.280	Political Sub-divisions	Office of facility taken over may be abolished and duties transferred
70.290	Political Sub-divisions	Immunities and liabilities of officers
70.300	Political Sub-divisions	Execution of controls
70.310	Political Sub-divisions	Disbursement of funds
70.320	Political Sub-divisions	Suits may be brought in circuit courts
70.325	Cities	Development and improvement of recreational facilities under agreement by city and the United States
70.327	Political Sub-divisions	Kansas-Missouri flood prevention and control compact
PROVISIONS RELATIVE TO ALL CITIES & TOWNS:		
71.140	Cities and Towns	Purchase of Missouri products
71.370	Cities and Towns	Contracts for fire protection between incorporated cities
71.380	Cities and Towns	Fire protection contracts

71.390	Cities and Towns	Payments under contracts
71.400	Cities and Towns	Cities may maintain joint fire departments
71.410	Cities and Towns	Joint contract-validity
71.420	Cities and Towns	Joint fire department committee - duties
71.430	Cities and Towns	Joint fire department use of building
71.440	Cities and Towns	Joint fire department - cost of maintenance - how met
71.450	Cities and Towns	Joint fire department-bond election-tax increase
71.470	Cities and Towns	Joint fire department - issuance of bonds - imposition of taxes
71.480	Cities and Towns	Joint fire department - denomination and form of bonds
71.490	Cities and Towns	Joint fire department - bonds, notice of sale
71.500	Cities and Towns	Joint fire department - bonds to be registered
71.520	Cities and Towns	Certain privileges granted to public utilities
71.530	Cities and Towns	Municipalities may contract for utilities - ratification
71.540	Cities and Towns	Municipal water supply - contracts
71.550	Cities and Towns	Water supply contract - voter approval
71.560	Cities and Towns	Use of streets for railway purposes - petition of property owners
71.570	Cities and Towns	Streets railways - powers of municipality limited
71.580	Cities and Towns	Proceedings before granting of franchise to street railroads
71.590	Cities and Towns	Condemnation of property for street railways - ascertainment and payment of damages - procedure
71.600	Cities and Towns	Damages defined
71.680	Cities and Towns	Garbage and refuse collection and disposal, contracts for - disposal facilities, acquisition, bond issue and contracts

71.690	Cities and Towns	Garbage disposal - ordinances authorized
71.700	Cities and Towns	Water supply - authorization to regulate and license
71.710	Cities and Towns	Water supply - protection of sources
71.715	Cities and Towns	Sewerage service charges may be imposed - how collected - use of proceeds
71.790	Cities, Towns, and Political Sub-divisions	Special business districts - how established
71.792	Cities, Towns, and Political Sub-divisions	Ordinance to establish district - survey and investigation - cost estimate required - report of survey public record
71.794	Cities, Towns, and Political Sub-divisions	Establishing or altering size of district, procedure
71.796	Cities, Towns, and Political Sub-divisions	Powers of governing body in establishing and maintaining district
71.798	Cities, Towns, and Political Sub-divisions	Governing body to determine expenditures
71.799	Cities, Towns, and Political Sub-divisions	Cities of 350,000 or more - powers of district - governing body to determine expenditures
71.800	Cities, Towns, and Political Sub-divisions	Rate of tax - exception - abatement of certain tax benefits
71.801	Cities, Towns, and Political Sub-divisions	St. Louis City - taxation of urban redevelopment real property - ordinance to control
71.802	Cities, Towns, and Political Sub-divisions	General obligation bonds authorized when - election, notice of - form of ballot
71.804	Cities, Towns, and Political Sub-divisions	Revenue bonds authorized when - refunding of revenue bonds authorized
71.806	Cities, Towns, and Political Sub-divisions	Bonds, term of, form, interest rate, private sale authorized
71.808	Cities, Towns, and Political Sub-divisions	Benefit determinations by legislative body of city to be conclusive
71.860	Cities and Towns	Application of Section 71.015 - exception

71.870	Cities and Towns	Separate elections required for annexation - effective when
71.880	Cities and Towns	Notice to election authority and governing body of county
71.900	Cities and Towns	Form of ballot
71.910	Cities and Towns	Proposition not to be resubmitted - when
71.920	Cities and Towns	City limits may be extended by ordinance if approved by unanimous affirmative vote in both elections - effective when
PUBLIC OFFICERS & EMPLOYEES:		
105.1070	State Agencies	State-controlled motor vehicles, aircraft and marine vessels, liability insurance for operators of to be provided
105.1073	State Agencies	Liability coverage to be provided-
105.1075	State Agencies	Eligible insurers-
105.1077	State Agencies	Definitions
105.1079	State Agencies	No waiver of sovereign immunity intended
105.510	State Agencies	Certain public employees may join labor organizations and bargain collectively-exceptions-discharge or discrimination for exercise of right prohibited-allowable organization for excepted employees
Public & Business Records:		
109.120	State Agencies, counties, municipalities, school	Records reproduced by photostatic process-cost-marginal releases prohibited.
Department of Corrections:		
217.575	State Agencies, counties, municipalities, schools	Sales of goods or services to state or political subdivisions—promotion—price—certification of nonavailability required for state purchases, when.

217.580	State Agencies, counties, municipalities, schools	Catalog of products furnished public officers— institutions to report estimates of needs.
CONSERVATION, RESOURCES & DEVELOPMENT:		
260.565	Cities, Towns, and Political Sub-divisions	Definitions-hazardous waste management
LABOR & INDUSTRIAL RELATIONS:		
290.210	Cities, Towns, and Political Sub-divisions	Definitions
290.230	Cities, Towns, and Political Sub-divisions	Prevailing wage rates required on construction of public works
290.320	Cities, Towns, and Political Sub-divisions	Advertising for bids before prevailing wage is determined prohibited
290.325	Cities, Towns, and Political Sub-divisions	Awarding contract or payment without prevailing wage determination prohibited
290.350	Cities, Towns, and Political Sub-divisions	Request for arbitration, when, how made-board to be appointed
290.510	Cities, Towns, and Political Sub-divisions	Director may investigate to prove compliance
290.512	Cities, Towns, and Political Sub-divisions	Gratuities, goods, or services as part of wages, effect on minimum wage requirements
FUEL REGULATIONS		
EMPLOYEES:		
414.400 *	State Agencies	Program for state fuel consumption reduction, fleet management and promotion of alternative fuels - #3

Statutes of Limitations:		
516.097	State Agencies, counties, municipalities, schools	Tort action against architects, engineers or builders of defective improvement to real property must be brought within ten years of completion of improvement, exceptions.
516.110	State Agencies, counties, municipalities, schools	What action shall be commenced within ten years.