

1 HOUSE BILL NO. 485

2 INTRODUCED BY J. FITZPATRICK

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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A BID IN A RESIDENTIAL HOME  
5 CONSTRUCTION CONTRACT CONSTITUTES THE TOTAL AMOUNT TO BE PAID UNDER THE  
6 CONTRACT UNLESS THE PARTIES AGREE OTHERWISE; AND LIMITING APPLICABILITY TO  
7 CONTRACTS UNDER A CERTAIN AMOUNT."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 NEW SECTION. Section 1. Construction contract bids -- requirements. (1) (a) In a residential  
12 home construction contract, a party may not increase the bid amount if the bid is already accepted. The  
13 accepted construction bid constitutes the full financial obligations of the parties relating to agreed-on  
14 construction services.

15 (b) This section does not apply if the parties agree in writing, prior to the acceptance of the bid,  
16 that the bid does not constitute the final amount of money owed for the construction services provided.

17 (2) This section applies to residential home construction contracts for which the total value of the  
18 contract is \$750,000 or under.

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20 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an  
21 integral part of Title 28, chapter 2, and the provisions of Title 28, chapter 2, apply to [section 1].

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