

## **Appendix AC**

### **Exceptions to Delegated Purchasing Authority**

**Delegated purchasing authority and competitive procedures are not necessary for the following per the ARM 2.5.301(3):**

- Salaries
- Retirement and social security payments
- Landfill charges
- Training, conference space rental & catering
- Supplies or services whose prices are regulated by the Public Service Commission or other governmental authority
- Fees for professions exempted by 18-4-132, MCA
- Travel and per diem
- Freight
- Pastoral services
  - Training
- Fresh fruits and vegetables

**The following services are exempt from Purchasing Procedures per Montana Code Annotated (MCA) 18-4-132**

**Employment of:**

- Registered professional engineer or architect, surveyor, or real estate appraiser
- Physician, dentist, pharmacist, or other medical, dental, or health care provider
- Expert witness hired for use in litigation, Hearings Officer hired in rulemaking and contested case proceedings under the Montana Administrative Procedure Act, or an Attorney as specified by executive order of the governor
- Consulting actuaries
- Private consultants employed by the student associations of the university system with money raised from student activity fees designated for use by those student associations
- Private consultant employed by the Montana state lottery
- Private investigator licensed by any jurisdiction
- Claims Adjusters

**The following items are exempt from competitive procedures, do not require sole source justification, and may be purchased by MSU regardless of delegated purchasing authority per ARM 2.5.604(6) & 2.5.607**

- Professional licenses;
- Dues to associations;
- Renewal of software license agreements;
- Purchase or renewal of maintenance agreements for software or hardware; or
- Sheltered Workshops

**The following items are exempt from competitive procedures and may be purchased within the Department's delegated purchasing authority:**

- Subscriptions, publications, and textbooks only available from a single supplier (i.e., published videos, movies and recordings)
- Purchasing of specific brand name items for resale to the public
- Subcontractors associated with specific research grant programs, if the subcontractors are specifically named therein
- Advertising placed in publications or on radio, television, or other electronic means