

ENERGY SAVINGS PERFORMANCE CONTRACTING STATUTES

MISSOURI (as of June 15, 2010)

	Statute	Procurement Method	Competitive Bidding/ Selection Requirements	Term of Contract	Guarantee Requirement	Restrictions/ Miscellaneous
State	§ 8.231 R.S.Mo. § 8.235 R.S.Mo.	RFP	The governmental unit shall award a contract to the qualified provider that provides the <u>lowest and best</u> proposal which meets the needs of the unit. § 8.231(3) R.S.Mo.	15 years. See § 8.231(4) R.S.Mo.	The energy or operational savings (or both) must meet or exceed the costs of the measures, adjusted for inflation. The provider must reimburse the governmental unit for any shortfall of guaranteed energy cost savings on an annual basis. § 8.231(4) R.S.Mo.	
Counties	Same as state.	Same as state.	Same as state.	Same as state.	Same as state.	
Municipalities	Same as state.	Same as state.	Same as state.	Same as state.	Same as state.	
Townships/ Villages	Same as state.	Same as state.	Same as state.	Same as state.	Same as state.	
School Districts	Same as state. <i>See also</i> § 165.011(4) and § 640.651 R.S.Mo.	Same as state.	Same as state.	Same as state.	Same as state. Also, no payments shall be made until the school district has realized an amount in energy-related and operational savings and payments from the provider that is at least equal to the payments sought. § 165.011(4) R.S.Mo.	
State Universities	Same as state.	Same as state.	Same as state.	Same as state.	Same as state.	