

HOUSE BILL NO. HB0089

Resident contractor preferences.

Sponsored by: Representative(s) Gilmore, Blake, Cohee,
Goggles and Teeters and Senator(s) Hastert

A BILL

for

1 AN ACT relating to construction contracts with public
2 entities; clarifying application of preference requirements
3 to subcontracts and specified construction project delivery
4 methods; requiring bids to be opened in public; and
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 16-6-102(a) is amended to read:

10

11 **16-6-102. Resident contractors; preference limitation**
12 **with reference to lowest bid or qualified response;**
13 **decertification; denial of application for residency.**

14

15 (a) If a contract is let by the state, any department
16 thereof, or any county, city, town, school district,

1 community college district or other public corporation of
2 the state for the erection, construction, alteration or
3 repair of any public building, or other public structure,
4 or for making any addition thereto, or for any public work
5 or improvements, the contract shall be let, if
6 advertisement for bids or request for proposal is not
7 required, to a resident of the state. ~~Unless an alternate~~
8 ~~design and construction delivery method is used,~~ All bids
9 let under this subsection including subcontractor bids,
10 shall be opened in public following reasonable public
11 notice. If advertisement for bids, request for
12 qualifications or request for proposal is required, the
13 contract shall be let to the responsible certified resident
14 making the lowest bid if the certified resident's bid is
15 not more than five percent (5%) higher than that of the
16 lowest responsible nonresident bidder.

17

18 **Section 2.** This act is effective July 1, 2010.

19

20

(END)