

HOUSE BILL NO. HB0237

Water and sewer district contracts.

Sponsored by: Representative(s) Moniz, Brown, Cannady, Hunt and Paxton and Senator(s) Driskill

A BILL

for

1 AN ACT relating to water and sewer districts; increasing
2 contract bid threshold dollar amounts; and providing for an
3 effective date.

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

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7 **Section 1.** W.S. 41-10-113(a) (xi) is amended to read:

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9 **41-10-113. Powers of district board.**

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11 (a) For and on behalf of the district the board of
12 any district shall have the following powers:

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14 (xi) Except as otherwise provided in this act,
15 to enter into contracts and agreements affecting the

1 affairs of the district, including but not limited to
2 contracts with the United States of America and any of its
3 agencies or instrumentalities, and contracts with any
4 municipality or district for the operation of a common or
5 jointly owned project. Any improvement or improvements of
6 any nature made in any district where the entire cost,
7 value or amount of such work including labor and materials
8 shall exceed ~~seven thousand five hundred dollars~~
9 ~~(\$7,500.00)~~ thirty thousand dollars (\$30,000.00), except
10 such work done by employees of the district with supplies
11 and materials purchased by it as hereinafter provided or
12 except by labor or supplies and materials, or all of such,
13 supplied under agreement with the United States of America,
14 the state of Wyoming, or any federal or state agency,
15 instrumentality or corporation, or other political
16 subdivision, shall be done only under independent contract
17 to be entered into by the district with the lowest
18 responsible bidder submitting the lowest and best bid upon
19 proper terms after due public notice by publication has
20 been given asking for competitive bids. The district shall
21 have the right to reject any and all bids and to waive any
22 irregularity in any bid. Any contract may be let on a lump
23 sum or unit basis. No contract shall be entered into for

1 such work unless the contractor shall give an undertaking
2 with a sufficient surety or sureties approved by the board
3 and in an amount fixed by the board for the faithful
4 performance of the contract. Upon default in the
5 performance of any contract, the proper official may
6 advertise and relet the remainder of the work without
7 further resolution and deduct the cost from the original
8 contract price and recover any excess cost by suit on the
9 original bond, or otherwise. The district shall have the
10 power to make any improvement, or portion thereof, in any
11 district, directly by the officers, agents and employees of
12 the district, with supplies and materials purchased or
13 otherwise acquired therefor. All supplies, materials,
14 equipment, machinery and apparatus purchased by the board
15 for any district (but not by a contractor) costing seven
16 thousand five hundred dollars (\$7,500.00) or more shall be
17 purchased only after notice by publication for competitive
18 bids. The district shall accept the lowest bid, kind,
19 quality and material being equal, but the district shall
20 have the right to reject any and all bids, to waive any
21 irregularity in any bid, and to select a single item from
22 any bid. The provision as to bidding shall not apply to the
23 purchase of patented and manufactured products offered for

1 sale in a noncompetitive market or solely by a
2 manufacturer's authorized dealer;

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4 **Section 2.** This act is effective July 1, 2015.

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(END)