

HOUSE BILL NO. HB0095

Public works and contracts.

Sponsored by: Representative(s) Sommers, Harshman, Hunt and Loucks and Senator(s) Bebout, Driskill and Peterson

A BILL

for

1 AN ACT relating to public works and contracts; authorizing
2 specification of suggested brands and manufacturers in
3 requests for bids and proposals as specified; specifying
4 applicability; and providing for an effective date.

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

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8 **Section 1.** W.S. 16-6-106 is amended to read:

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10 **16-6-106. Requests for bids and proposals; statement**
11 **of Wyoming materials preference.**

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13 (a) All requests for bids and proposals for
14 materials, supplies, agricultural products, equipment,
15 machinery and provisions for the construction, major

1 maintenance and renovation of every state, county,
2 municipal, community college district or school district
3 institution:

4
5 (i) Shall contain the words "preference is
6 hereby given to materials, supplies, agricultural products,
7 equipment, machinery and provisions produced, manufactured
8 or grown in Wyoming, or supplied by a resident of the
9 state, quality being equal to articles offered by the
10 competitors outside of the state":

11
12 (ii) May specify suggested brands or
13 manufacturers, provided that similar materials that meet or
14 exceed specifications shall be accepted as substitute
15 materials for the suggested brands or manufacturers. Unless
16 an exception is made by the state construction department
17 and approved by the state building commission prior to
18 submitting a request, specified materials that are not
19 currently available to any Wyoming resident suppliers shall
20 not be used in any bid or proposal in a manner which would
21 exclude Wyoming resident suppliers from submitting a bid or
22 proposal. Any exception under this paragraph shall be
23 reported to the joint appropriations committee. As used in

1 this paragraph, "materials" means as defined in W.S.
2 16-6-105(a)(ii).

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4 **Section 2.** This act shall only apply to
5 advertisements for bids made or requests for bids or
6 proposals issued on or after the effective date of this
7 act.

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9 **Section 3.** This act is effective July 1, 2018.

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11

(END)