

SENATE FILE NO. SF0046

Water and sewer districts-bid requirements.

Sponsored by: Senator(s) Landen, Barlow and Boner and
Representative(s) Wylie and Yin

A BILL

for

1 AN ACT relating to water and sewer districts; increasing
2 the cost requirements for water, sewer and water and sewer
3 district purchases or projects that are required to be
4 submitted for bids; specifying applicability; and providing
5 for an effective date.

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

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

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11 **41-10-113. Powers of district board.**

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

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1 (xi) Except as otherwise provided in this act,
2 to enter into contracts and agreements affecting the
3 affairs of the district, including but not limited to
4 contracts with the United States of America and any of its
5 agencies or instrumentalities, and contracts with any
6 municipality or district for the operation of a common or
7 jointly owned project. Any improvement ~~or improvements~~ of
8 any nature made in any district where the entire cost,
9 value or amount of such work including labor and materials
10 shall exceed ~~thirty thousand dollars (\$30,000.00)~~
11 seventy-five thousand dollars (\$75,000.00), except such
12 work done by employees of the district with supplies and
13 materials purchased by it as hereinafter provided or except
14 by labor or supplies and materials, or all of such,
15 supplied under agreement with the United States of America,
16 the state of Wyoming, or any federal or state agency,
17 instrumentality or corporation, or other political
18 subdivision, shall be done only under independent contract
19 to be entered into by the district with the lowest
20 responsible bidder submitting the lowest and best bid upon
21 proper terms after due public notice by publication has
22 been given asking for competitive bids. The district shall
23 have the right to reject any and all bids and to waive any

1 irregularity in any bid. Any contract may be let on a lump
2 sum or unit basis. No contract shall be entered into for
3 such work unless the contractor shall give an undertaking
4 with a sufficient surety or sureties approved by the board
5 and in an amount fixed by the board for the faithful
6 performance of the contract. Upon default in the
7 performance of any contract, the proper official may
8 advertise and relet the remainder of the work without
9 further resolution and deduct the cost from the original
10 contract price and recover any excess cost by suit on the
11 original bond, or otherwise. The district shall have the
12 power to make any improvement, or portion thereof, in any
13 district, directly by the officers, agents and employees of
14 the district, with supplies and materials purchased or
15 otherwise acquired therefor. All supplies, materials,
16 equipment, machinery and apparatus purchased by the board
17 for any district (but not by a contractor) costing ~~thirty~~
18 ~~thousand dollars (\$30,000.00)~~ seventy-five thousand dollars
19 (\$75,000.00) or more shall be purchased only after notice
20 by publication for competitive bids. The district shall
21 accept the lowest bid, kind, quality and material being
22 equal, but the district shall have the right to reject any
23 and all bids, to waive any irregularity in any bid, and to

1 select a single item from any bid. The ~~provision as to~~
2 bidding requirements of this paragraph shall not apply to
3 the purchase of patented and manufactured products offered
4 for sale in a noncompetitive market or solely by a
5 manufacturer's authorized dealer;

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7 **Section 2.** This act shall apply to any improvement or
8 purchase of a water, sewer or water and sewer district
9 initiated on or after July 1, 2025.

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11 **Section 3.** This act is effective July 1, 2025.

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(END)