HOUSE OF REPRESENTATIVES
WYOMING STATE LEGISLATURE

Message No. 377

CONCURRENCE REQUESTED

Mr. President: February 26, 2025

S.F. No. 0046 Water and sewer districts-bid requirements.

The Senate File listed above passed on third reading in an amended form as follows by the vote indicated.

SF0046HS001/ADOPTED

Page 1-above line 1 In the catch title, after "Water" insert ", irrigation".

Page 1-line 1 After "water" insert ", irrigation".

Page 1-line 2 After first "water," insert "irrigation,".

Page 1-line 9 After "W.S." insert "41-7-412, 41-7-813 and"; delete "is" and insert "are".

Page 1-after line 9 Insert:

"**41-7-412. Advertisement for bids.**

In all cases where the work to be done at any one (1) time under the direction of the commissioners will, in their opinion, cost to exceed ~~seven thousand five hundred dollars ($7,500.00)~~ seventy-five thousand dollars ($75,000.00), the same shall be let to the lowest responsible bidder, and the commissioner shall advertise for sealed bids, by notice published in some newspaper published in the county in which the petition is filed, and may advertise in one (1) or more newspapers published elsewhere. If there be no newspaper published in the county in which the petition is filed, they shall advertise in some newspaper published in an adjoining county, which said notice shall particularly set forth the time and place when and where the bids advertised will be opened, the kind of work to be let and the terms of payment. Said commissioners may continue the letting from time to time, if in their judgment the same shall

be necessary, and shall reserve the right to reject any and all bids. This section shall not be construed to apply to the employment of superintendent, engineer, attorney or other employee engaged in the general work of the district.

41-7-813. Construction of irrigation works; cost estimates; advertisement for bids; contracts.

Before any district shall enter into any contract for the construction, building, alteration, extension, or improvement of any irrigation works, power plant or system, or any part or section thereof for the use of the district, or for the purchase of any materials, machinery, or apparatus, such district shall cause estimates of the cost thereof to be made by some competent engineer or engineers and if such estimated cost shall exceed the sum of ~~one thousand dollars ($1,000.00)~~ twenty thousand dollars ($20,000.00) no such contract shall be entered into for a price, cost or consideration exceeding such estimate nor without advertising for sealed bids. Prior to such advertisement, plans and specifications for the proposed construction work or materials shall be prepared and filed at the principal office or place of business of the district. Such advertisement shall be inserted for three (3) consecutive issues, with not less than twenty (20) days intervening between the first and last publication dates, in one (1) or more newspapers of general circulation in the district and, in the discretion of the board of directors of the district, in such additional newspapers or trade or technical periodicals as may be selected by the board in order to give proper notice of the receiving of bids. Such advertisement shall designate the nature of the construction work proposed to be done or materials proposed to be purchased; that the plans and specifications therefor may be inspected at the office of the district, giving the location thereof, and shall designate the time within which bids shall be filed and the date, hour and place the same shall be opened. The board of directors of the district, with the assistance of the state engineer, whose duty it shall be to supervise such lettings, may let the contract for such work or materials to the lowest responsible bidder, or, in the sole discretion of the board, all bids tendered may be rejected and readvertisement for bids made in the manner, form and time in this section provided. No such contract shall be valid nor shall any money of the district be expended thereunder unless advertisement and letting shall have been had as in this section provided. Such contract shall provide that wherever possible workmen who are citizens of Wyoming shall be employed by the contractor. All provisions of W.S. 16-6-112 through 16-6-115,

with reference to contractor's bonds, shall be applicable and effective as to any contract let pursuant to the provisions of this act; provided further, that if all or a portion of the cost of the proposed works is to be met by grant of labor or a grant in aid from a federal or state agency, the rules and regulations of which agency provide that work shall not be done by contract, the board may proceed with the necessary construction or other work without first complying with any of the foregoing provisions of this section.".

Page 4-line 8 After first "water," insert "irrigation,".

Ayes 38 Noes 21 Excused 3 Absent 0 Conflict 0

The House respectfully asks the Senate to concur by adopting the listed amendments.

Sincerely,

Katie Talbott
House Chief Clerk

Bill Jacket Attached