

SENATE FILE NO. SF0146

Special districts-requirements for bids.

Sponsored by: Senator(s) Mockler and Decaria

A BILL

for

1 AN ACT relating to special districts; requiring competitive
2 bidding for certain contracts and purchases; providing for
3 contracts by competitive negotiation or noncompetitive
4 negotiation as specified; and providing for an effective
5 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. 16-6-1001 is created to read:

10

11 ARTICLE 10

12 SPECIAL DISTRICT EXPENDITURES

13

14 **16-6-1001. Definitions; competitive contract bidding;**
15 **exceptions.**

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17 (a) As used in this article:

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2 (i) "Principal act" means the statutes under
3 which a special district can be formed or is operating;

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5 (ii) "Special district" means any special
6 district specified under W.S. 22-29-103(a) and any other
7 corporate district authorized to be formed as a political
8 subdivision under the laws of this state.

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10 (b) Except as otherwise specifically provided in a
11 special district's principal act, a district's purchases or
12 contracts for supplies, equipment or services exceeding
13 twenty-five thousand dollars (\$25,000.00) in value shall be
14 by competitive sealed bidding.

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16 (c) Whenever the special district board determines in
17 writing that the use of competitive sealed bidding is not
18 feasible or practical, contracts for supplies or services
19 may be made by competitive negotiation. A special district
20 official may also contract for supplies or services for the
21 official's office by competitive negotiation if the
22 contract is for twenty-five thousand dollars (\$25,000.00)
23 or less and the official determines that the use of
24 competitive sealed bidding is not feasible or practical.

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2 (d) Contracts may be made by noncompetitive
3 negotiation only when competition is not feasible, as
4 determined in writing prior to award by the special
5 district board. A special district official may also
6 contract for supplies or services for the official's office
7 by noncompetitive negotiation if the contract is for
8 twenty-five thousand dollars (\$25,000.00) or less and the
9 official determines that competition is not feasible.

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11 (e) Special districts shall be authorized to make
12 small purchases in accordance with rules adopted by the
13 district. The rules shall include small purchase
14 procedures which authorize agencies to procure supplies or
15 services not exceeding one thousand five hundred dollars
16 (\$1,500.00), or such higher amount established by the
17 special district board, but not to exceed seven thousand
18 five hundred dollars (\$7,500.00), without prior approval of
19 the board.

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21 **Section 2.** This act is effective July 1, 2007.

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23

(END)