

SENATE FILE NO. SF0116

State parks-vendor contracts.

Sponsored by: Senator(s) Driskill, Baldwin and Gierau and
Representative(s) Henderson, Hunt, Laursen
and Zwonitzer

A BILL

for

1 AN ACT relating to state parks and cultural resources;
2 requiring uniform procedures, forms, contract provisions and
3 other requirements between the department of state parks and
4 cultural resources and vendors in state parks; requiring
5 rulemaking; specifying applicability; and providing for an
6 effective date.

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

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10 **Section 1.** W.S. 36-4-110 is amended to read:

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12 **36-4-110. Power to lease or rent concessions.**

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14 (a) The department, in consultation with the
15 commission, is empowered to lease, enter into contracts and

1 assess fees for concessions, cabin sites, boat clubs, and
2 other services of all lawful kinds and nature on state outdoor
3 recreation areas or facilities to persons, partnerships, and
4 corporations for a valuable consideration upon ~~such~~ terms and
5 conditions as the department deems fit and proper and in
6 accordance with rules promulgated under subsection (b) of
7 this section. Funds received by the department pursuant to
8 this section shall be deposited and expended in accordance
9 with W.S. 36-4-121(h).

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11 (b) The department, with the advice of the commission,
12 shall promulgate rules to implement this section to promote
13 the uniform and effective administration of state outdoor
14 recreation areas and facilities. Rules adopted under this
15 subsection shall specify:

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17 (i) Uniform procedures for bidding, entering into
18 leases or contracts and assessing fees under this section,
19 consistent with W.S. 9-2-1016(b)(iv), and making any forms
20 available in electronic format on the department website;

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22 (ii) Uniform guidelines for bonding, decorum and
23 other obligations of service providers;

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(iii) Uniform contract and lease guidelines, including ranges within which to negotiate contract or lease terms including the duration of contracts and leases; and

(iv) Any additional and prudent site-specific conditions and requirements.

Section 2. The department of state parks and cultural resources shall promulgate rules necessary to implement this act on or before July 1, 2019.

Section 3. The rules required under this act apply to all contracts and leases entered into, renewed or renegotiated on or after July 1, 2019. All existing contracts or leases shall expire when their current term ends, shall not be renewed and shall be required to be entered into anew under the rules of this act. For any existing contract subject to this act that expires between the effective date of this act and July 1, 2019 no new contract shall be executed before July 1, 2019.

1 **Section 4.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law as
3 provided by Article 4, Section 8 of the Wyoming Constitution.

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(END)