

HOUSE BILL No. 2625

By Representatives Johnson, Buehler and Neelly

2-2

1 AN ACT concerning water; relating to rural water districts; requiring rural
2 water districts to award purchases or contracts in excess of \$25,000
3 through a public letting process; creating exceptions therefor.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) All purchases or contracts for the expenditure of district
7 moneys in excess of \$25,000 for the construction, installation or
8 replacement of district facilities, water lines, pump stations or buildings
9 shall be awarded using a public letting process to the lowest and best bid.

10 (b) Not less than 20 days before awarding any purchase or contract
11 for improvement projects described in subsection (a), the district shall
12 publish notice of the letting in a newspaper of general circulation in the
13 county where the district is organized. If there is no newspaper of general
14 circulation in the county, such district shall post written or printed notices
15 in at least three conspicuous places in the service area of the district for the
16 same length of time. Such notice shall describe in reasonable detail the
17 specifications of the planned improvement project, provide the time and
18 place that the purchase or contract will be awarded and invite sealed
19 proposals for such project. Such other notice may be given as the board
20 may deem necessary or proper.

21 (c) The person, firm or corporation to whom the purchase or contract
22 may be awarded shall give and file with the district a good and sufficient
23 surety bond by a surety company authorized to do business in the state of
24 Kansas. Such surety bond shall be approved by the attorney for the district
25 in the amount of the purchase or contract and conditioned on the faithful
26 performance of the purchase or contract.

27 (d) The provisions of subsection (a) shall not apply to:

28 (1) Expenditures of district moneys for professional services;

29 (2) purchases of insurance contracts; or

30 (3) repairs or replacements of any facilities, water lines, pump
31 stations or buildings when an emergency based upon public health or
32 safety is declared by the district board. For purposes of this paragraph,
33 "emergency" means an occurrence of severe damage to any property of the
34 district resulting from any natural or man-made cause.

35 (e) The provisions of this section shall be a part of and supplemental
36 to K.S.A. 82a-612 et seq., and amendments thereto.

1 Sec. 2. This act shall take effect and be in force from and after its
2 publication in the statute book.