

HOUSE BILL NO. HB0063

Resident labor requirement.

Sponsored by: Representative(s) Byrd

A BILL

for

1 AN ACT relating to public works; revising the certification  
2 necessary for an exception to the use of resident labor;  
3 making conforming changes; and providing for an effective  
4 date.

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

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8 **Section 1.** W.S. 16-6-203(a)(ii) and (b) is amended to  
9 read:

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11 **16-6-203. Required resident labor on public works**  
12 **projects; exception.**

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14 (a) Every person who is charged with the duty of  
15 construction, reconstructing, improving, enlarging,  
16 altering or repairing any public works project or

1 improvement for the state or any political subdivision,  
2 municipal corporation, or other governmental unit, shall  
3 employ only Wyoming laborers on the project or improvement.  
4 Every contract let by any person shall contain a provision  
5 requiring that Wyoming labor be used except other laborers  
6 may be used when Wyoming laborers are not available for the  
7 employment from within the state or are not qualified to  
8 perform the work involved. The contract shall contain a  
9 provision requiring specific acknowledgement of the  
10 requirements of this section. A person required to employ  
11 Wyoming laborers may employ other than Wyoming laborers if:

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13 (ii) The state workforce center certifies that  
14 the person's need for laborers cannot be filled from those  
15 Wyoming laborers listed with the Wyoming department of  
16 workforce services or from applications, including walk-in  
17 applications, received by the person. The state workforce  
18 center shall also certify that the qualifications for the  
19 work set by the person are not arbitrary or unreasonable.

20 The department shall respond to a person's request for  
21 certification within ten (10) days of the date the  
22 information is filed.

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1           (b) Upon request by the workforce center, the general  
2 contractor shall provide the most recent construction  
3 schedule for the project and any other information  
4 necessary to make a certification under subsection (a) of  
5 this section. The workforce center may require the general  
6 contractor to provide a sworn statement related to  
7 information required under this subsection.

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9           **Section 2.** This act is effective July 1, 2018.

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(END)