
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: S-4418.1/02

ATTY/TYPIST: ML:seg

BRIEF DESCRIPTION:

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5 Strike everything after the enacting clause and insert the
6 following:

7 "**Sec. 1.** RCW 79.90.215 and 1990 c 163 s 2 are each amended to read
8 as follows:

9 (1) To determine the "highest responsible bidder" under RCW
10 79.90.210, the department of natural resources shall be entitled to
11 consider, in addition to price, the following:

12 (a) The financial and technical ability of the bidder to perform
13 the contract;

14 (b) Whether the bid contains material defects;

15 (c) Whether the bidder has previously or is currently complying
16 with terms and conditions of any other contracts with the state or
17 relevant contracts with entities other than the state;

18 (d) Whether the bidder was the "highest responsible bidder" for a
19 sale within the previous five years but failed to complete the sale,
20 such as by not entering into a resulting contract or by not paying the
21 difference between the deposit and the total amount due. However,
22 sales that were bid prior to January 1, 2002, may not be considered for
23 the purposes of this subsection (1)(d);

24 (e) Whether the bidder has been convicted of a crime relating to
25 the public lands or natural resources of the state of Washington, the
26 United States, or any other state, tribe, or country, where
27 "conviction" shall include a guilty plea, or unvacated forfeiture of
28 bail;

29 ~~((e))~~ (f) Whether the bidder is owned, controlled, or managed by
30 any person, partnership, or corporation that is not responsible under
31 this statute; and

32 ~~((f))~~ (g) Whether the subcontractors of the bidder, if any, are
33 responsible under this statute.

34 (2) Whenever the department has reason to believe that the apparent
35 high bidder is not a responsible bidder, the department may award the

1 sale to the next responsible bidder or the department may reject all
2 bids pursuant to RCW 79.90.240."

3 **HB 2310** - S COMM AMD

4 By Committee on Natural Resources, Parks & Shorelines

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6 On page 1, line 2 of the title, after "lands;" strike the remainder
7 of the title and insert "and amending RCW 79.90.215."

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