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SENATE BILL 5729

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State of Washington                      52nd Legislature                      1991 Regular Session

By Senators Rinehart, Pelz, Wojahn, Skratek, Bauer, Talmadge, Moore, Sutherland, Conner, Rasmussen, Murray and L. Kreidler.

Read first time February 18, 1991.      Referred to Committee on Governmental Operations.

1            AN ACT Relating to state printing; amending RCW 43.78.110 and  
2 43.78.030; adding a new section to chapter 43.78 RCW; and prescribing  
3 penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 43.78 RCW  
6 to read as follows:

7            (1) All printing done under the authority of this chapter shall  
8 bear the label of a recognized printing labor organization, except as  
9 otherwise provided in this section.

10           (2) Printing firms not having the use of the label required by this  
11 section and who present bids for printing as provided in this chapter  
12 shall be required to:

13           (a) File a sworn statement with the department of labor and  
14 industries certifying that employees, in the employ of the firm who  
15 will be producing the printing for which bids have been solicited, are

1 receiving the prevailing wage rate. The prevailing wage rate shall be  
2 determined by the department of labor and industries, based on wage  
3 rates and working hours that have been established by collective  
4 bargaining agreements between recognized or certified exclusive  
5 bargaining representatives and employers in the printing and binding  
6 industry. The department shall periodically, no less than annually,  
7 prepare and furnish to the state printer a list of the classifications  
8 of labor usually performed by the employees in the printing and binding  
9 trades together with the prevailing wage rate and working hours.

10 (b) If a collective bargaining agreement is in effect between an  
11 employer and employees represented by a recognized or certified  
12 exclusive bargaining representative, the provisions of the collective  
13 bargaining agreement shall be deemed to be the conditions prevalent in  
14 the locality and shall be the minimum requirement for being adjudged a  
15 responsible bidder under this section.

16 (3) Printing firms having the use of the union label required by  
17 this section shall be deemed as having complied with the provisions of  
18 this section, but nothing in this section shall be construed as  
19 exempting the firms from any of the other provisions of this chapter.

20 (4) The requirements of this section shall be enforced by the  
21 director of labor and industries and a violation of this section shall  
22 be determined under RCW 39.12.050.

23 **Sec. 2.** RCW 43.78.110 and 1982 c 164 s 3 are each amended to read  
24 as follows:

25 (1) Subject to the requirements of section 1 of this act, whenever  
26 in the judgment of the public printer certain printing, ruling,  
27 binding, or supplies can be secured from private sources more  
28 economically than by doing the work or preparing the supplies in the  
29 state printing plant, he or she may obtain such work or supplies from

1 such private sources. The public printer shall notify day training  
2 centers, group training homes, and sheltered workshops providing  
3 printing and related trade services ((under RCW 43.19.532)) of the  
4 opportunity to bid on the provision of such work or supplies under this  
5 section.

6 (2) In event any work or supplies are secured on behalf of the  
7 state under this section the state printing plant shall be entitled to  
8 add up to five percent to the cost thereof to cover the handling of the  
9 orders which shall be added to the bills and charged to the respective  
10 authorities ordering the work or supplies.

11 **Sec. 3.** RCW 43.78.030 and 1988 c 102 s 1 are each amended to read  
12 as follows:

13 (1) The public printer shall print and bind the session laws, the  
14 journals of the two houses of the legislature, all bills, resolutions,  
15 documents, and other printing and binding of either the senate or  
16 house, as the same may be ordered by the legislature; and such forms,  
17 blanks, record books, and printing and binding of every description as  
18 may be ordered by all state officers, boards, commissions, and  
19 institutions, and the supreme court, and the court of appeals and  
20 officers thereof, as the same may be ordered on requisition, from time  
21 to time, by the proper authorities.

22 (2) This section shall not apply to the printing of the supreme  
23 court and the court of appeals reports, or to the printing of bond  
24 certificates or bond offering disclosure documents.

25 (3) Where any institution or institution of higher learning of the  
26 state is or may become equipped with facilities for doing such work, it  
27 may do any printing: ((+1)) (a) For itself, or ((+2)) (b) for any  
28 other state institution when such printing is done as part of a course  
29 of study relative to the profession of printer.

1       (4) Any printing and binding of whatever description as may be  
2 needed by any institution of higher learning, institution or agency of  
3 the state department of social and health services not at Olympia, or  
4 the supreme court or the court of appeals or any officer thereof, the  
5 estimated cost of which shall not exceed one thousand dollars, may be  
6 done by any private printing company in the general vicinity within the  
7 state of Washington so ordering, if in the judgment of the officer of  
8 the agency so ordering, the saving in time and processing justifies the  
9 award to such local private printing concern. ((Further,))

10       (5) Where any printing or binding needed by an institution of  
11 higher education is to be paid for from research grant or contract  
12 funds, short course revenues, or other nonstate appropriated funding  
13 source, such printing or binding may be done by any private printing  
14 company in the state of Washington, irrespective of the dollar limit  
15 specified in this section, when in the judgment of the officer of the  
16 institution so ordering, the saving in time or cost justifies the award  
17 to such local private printing concern.

18       (6) All printing performed under subsections (4) and (5) of this  
19 section shall comply with section 1 of this act.

20       (7) Beginning on July 1, 1989, and on July 1 of each succeeding  
21 odd-numbered year, the dollar limit specified in this section shall be  
22 adjusted as follows: The office of financial management shall  
23 calculate such limit by adjusting the previous biennium's limit by an  
24 appropriate federal inflationary index reflecting the rate of inflation  
25 for the previous biennium. Such amounts shall be rounded to the nearest  
26 fifty dollars.