

# HOUSE BILL REPORT

## HB 2750

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As Passed Legislature

**Title:** An act relating to joint operating agencies.

**Brief Description:** Changing provisions relating to joint operating agencies.

**Sponsors:** Representatives Long, Bray, Kessler, Johanson, Chandler, Finkbeiner, Kremen and Caver.

**Brief History:**

Reported by House Committee on:  
Energy & Utilities, February 3, 1994, DP;  
Passed House, February 10, 1994, 95-0;  
Passed Legislature.

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### HOUSE COMMITTEE ON ENERGY & UTILITIES

**Majority Report:** Do pass. Signed by 9 members:  
Representatives Bray, Chair; Finkbeiner, Vice Chair; Casada,  
Ranking Minority Member; Chandler, Assistant Ranking  
Minority Member; Caver; Johanson; Kessler; Kremen and Long.

**Staff:** Harry Reinert (786-7110).

**Background:** Publicly owned electric utilities in the state may form a joint operating agency (JOA) to construct and operate an electric generating facility or engage in energy efficiency projects. A JOA which is constructing or operating a nuclear power plant may enter into a contract through competitive negotiation to replace a defaulted contract or to take into account factors in addition to price in order to achieve economical operation of the plant.

A competitively negotiated contract may only be entered after a request for proposals is issued and a pre-proposal conference is held. The JOA must execute the contract with the responsible offeror whose proposal is determined to be most advantageous to the JOA.

**Summary of Bill:** A joint operating agency constructing or operating a nuclear power plant which seeks to enter into a competitively negotiated contract shall execute a contract with the responsible offeror whose proposal is determined to be most advantageous to the joint operating agency and the state.

**Fiscal Note:** Not requested.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** This bill will allow a joint operating agency to consider the benefit to the state when pursuing a competitively negotiated contract.

**Testimony Against:** None.

**Witnesses:** Craig DoupÀ, Washington Public Power Supply System.