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HOUSE BILL 3106

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State of Washington                      59th Legislature                      2006 Regular Session

By Representatives Kenney, Buri, Cox, McIntire and Ericks

Read first time 01/20/2006.                      Referred to Committee on State Government Operations & Accountability.

1            AN ACT Relating to work performed by institutions of higher  
2 education; and amending RCW 28B.10.350.

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

4            **Sec. 1.** RCW 28B.10.350 and 2001 c 38 s 1 are each amended to read  
5 as follows:

6            (1) When the cost to The Evergreen State College, or any regional  
7 university, (~~or~~) state university, or community college of any  
8 building, construction, renovation, remodeling, or demolition other  
9 than maintenance or repairs will equal or exceed the sum of (~~thirty-~~  
10 ~~five~~) fifty thousand dollars, complete plans and specifications for  
11 such work shall be prepared and such work shall be put out for public  
12 bids and the contract shall be awarded to the lowest responsible bidder  
13 if in accordance with the bid specifications: PROVIDED, That when the  
14 estimated cost of such building, construction, renovation, remodeling,  
15 or demolition equals or exceeds the sum of twenty-five thousand  
16 dollars, such project shall be deemed a public works and "the  
17 prevailing rate of wage," under chapter 39.12 RCW shall be applicable  
18 thereto: PROVIDED FURTHER, That when such building, construction,  
19 renovation, remodeling, or demolition involves one trade or craft area

1 and the estimated cost exceeds ((fifteen)) twenty thousand dollars,  
2 complete plans and specifications for such work shall be prepared and  
3 such work shall be put out for public bids, and the contract shall be  
4 awarded to the lowest responsible bidder if in accordance with the bid  
5 specifications. This subsection shall not apply when a contract is  
6 awarded by the small works roster procedure authorized in RCW 39.04.155  
7 or under any other procedure authorized for an institution of higher  
8 education.

9 (2) The Evergreen State College, any regional university, or state  
10 university may require a project to be put to public bid even when it  
11 is not required to do so under subsection (1) of this section.

12 (3) Where the estimated cost to The Evergreen State College, or any  
13 regional university, ((or)) state university, or community college of  
14 any building, construction, renovation, remodeling, or demolition is  
15 less than twenty-five thousand dollars or the contract is awarded by  
16 the small works roster procedure authorized in RCW 39.04.155, the  
17 publication requirements of RCW 39.04.020 shall be inapplicable.

18 (4) In the event of any emergency when the public interest or  
19 property of The Evergreen State College, regional university, or state  
20 university would suffer material injury or damage by delay, the  
21 president of such college or university may declare the existence of  
22 such an emergency and reciting the facts constituting the same may  
23 waive the requirements of this section with reference to any contract  
24 in order to correct the condition causing the emergency: PROVIDED,  
25 That an "emergency," for the purposes of this section, means a  
26 condition likely to result in immediate physical injury to persons or  
27 to property of such college or university in the absence of prompt  
28 remedial action or a condition which immediately impairs the  
29 institution's ability to perform its educational obligations.

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