
HOUSE BILL 1938

State of Washington

63rd Legislature

2013 Regular Session

By Representatives Hunt, Green, Cody, Roberts, Pollet, Goodman, Lias, Jinkins, Van De Wege, Upthegrove, Stanford, Reykdal, Ryu, Sawyer, Morrell, Freeman, Bergquist, Fey, and Santos

Read first time 02/19/13. Referred to Committee on Government Operations & Elections.

1 AN ACT Relating to applying a purchasing preference to in-state
2 businesses; adding new sections to chapter 39.26 RCW; and repealing RCW
3 39.26.260 and 39.26.271.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 39.26 RCW
6 to read as follows:

7 (1) In any purchase of goods or services using a competitive bid
8 process, the department must give a ten percent preference to bids from
9 responsible and responsive bidders from in-state businesses. The
10 preference is applied by lowering the dollar amount of the bid by ten
11 percent of the actual bid submitted. If the in-state business is
12 awarded the contract, the contract amount must be based on the original
13 bid. In the event of a tie bid between an in-state and out-of-state
14 business, the contract must be awarded to the in-state business.

15 (2) This section does not apply to the following:

16 (a) Purchases through community rehabilitation programs under RCW
17 39.26.230;

18 (b) Purchases from inmate work programs under RCW 39.26.250 and
19 39.26.251;

- 1 (c) Purchases of electronic products meeting environmental
- 2 performance standards under RCW 39.26.265;
- 3 (d) Purchases of goods and services made with federal funds; and
- 4 (e) Cooperative purchasing under RCW 39.26.060.

5 NEW SECTION. **Sec. 2.** A new section is added to chapter 39.26 RCW
6 to read as follows:

7 The department of enterprise services must post and regularly
8 update a list of businesses that have a contract for the provision of
9 goods and services. The list must include the beginning date of the
10 contract, the contract amount, and any changes to the contract.

11 NEW SECTION. **Sec. 3.** The following acts or parts of acts are each
12 repealed:

- 13 (1) RCW 39.26.260 (Preferences--In-state procurement) and 1983 c
- 14 183 s 1; and
- 15 (2) RCW 39.26.271 (Rules for reciprocity in bidding) and 2011 1st
- 16 sp.s. c 43 s 241 & 1983 c 183 s 3.

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