
HOUSE BILL 1544

State of Washington

64th Legislature

2015 Regular Session

By Representatives Dent and Takko

Read first time 01/22/15. Referred to Committee on Local Government.

1 AN ACT Relating to the administrative steps required to be
2 satisfied by a municipality in the procurement of water services in
3 order for RCW 35.22.625 to not apply to the selection of water
4 service contractors; amending RCW 35.22.625; and adding a new section
5 to chapter 35.22 RCW.

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

7 **Sec. 1.** RCW 35.22.625 and 1989 c 399 s 4 are each amended to
8 read as follows:

9 RCW 35.22.620 does not apply to the selection of persons or
10 entities to construct or develop water pollution control facilities
11 or to provide water pollution control services under RCW 70.150.040,
12 ~~((or))~~ the selection of persons or entities to construct or develop
13 solid waste handling facilities or to provide solid waste handling
14 services under RCW 35.21.156, or to the selection of persons or
15 entities to service and maintain water facilities and collection
16 systems under section 2 of this act.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 35.22
18 RCW to read as follows:

19 (1) Each municipality shall publish in advance its requirements
20 to procure water services. The announcement must concisely state the

1 scope and nature of the equipment and services for which a water
2 system service contract is required and encourage firms to submit
3 proposals to meet these requirements.

4 (2) The municipality may negotiate a fair and reasonable water
5 system service contract that includes the provision of contract
6 services with the firm that is identified, based on the criteria that
7 is established by the municipality, to be the firm that submits the
8 best proposal.

9 (3) If the municipality is unable to negotiate a satisfactory
10 service contract with the firm that submits the best proposal,
11 negotiations with that firm must be formally terminated and the
12 municipality may select another firm in accordance with this section
13 and continue negotiation until a water system service contract is
14 reached or the selection process is terminated.

15 (4) For purposes of this section:

16 (a) "Water system services" means the financing, designing,
17 construction, improvement, operation, maintenance, administration,
18 asset management, or any combination thereof of a water system.

19 (b) "Water system" means the plants, structures, distribution
20 systems, or other real or personal property acquired, constructed, or
21 operated, or to be acquired, constructed, or operated, by or on
22 behalf of a public entity for the collection, impoundment, storage,
23 improvement, treatment, filtration, conservation, protection,
24 transmission, or distribution of water.

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