
SENATE BILL 5470

State of Washington

64th Legislature

2015 Regular Session

By Senators Warnick and Lias

Read first time 01/22/15. Referred to Committee on Agriculture,
Water & Rural Economic Development.

1 AN ACT Relating to municipal procurement of water services;
2 amending RCW 35.22.625; and adding a new section to chapter 35.22
3 RCW.

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

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

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

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

17 (1) Each municipality shall publish in advance its requirements
18 to procure water services. The announcement must concisely state the
19 scope and nature of the equipment and services for which a water

1 system service contract is required and encourage firms to submit
2 proposals to meet these requirements.

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

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

14 (4) For purposes of this section:

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

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

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