
HOUSE BILL 2194

State of Washington

65th Legislature

2017 Regular Session

By Representatives Maycumber, Peterson, Dye, McBride, Fey, Smith, Fitzgibbon, Orcutt, Riccelli, Caldier, Schmick, Rodne, Taylor, Manweller, Shea, Kretz, Haler, Gregerson, Chapman, Stanford, Stambaugh, Koster, and J. Walsh

Read first time 03/31/17. Referred to Committee on Capital Budget.

1 AN ACT Relating to use of out-of-state materials for public works
2 projects; and amending RCW 39.04.050.

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

4 **Sec. 1.** RCW 39.04.050 and 1986 c 282 s 3 are each amended to
5 read as follows:

6 (1) Original estimates shall show in detail the estimated cost of
7 the work; the estimated quantities of each class of work; the
8 estimated unit cost for each class; the estimated total cost for each
9 class; the time limit, allowed for the completion of the work and the
10 estimated dates of commencement and completion.

11 (2)(a) Whenever a contractor uses material from out of state on a
12 public project, the contractor shall report to the public owner:

13 (i) Where the materials came from;

14 (ii) The reason to use materials from out of state;

15 (iii) A cost comparison of the materials used against the same
16 materials if obtained in the state;

17 (iv) Gross estimated carbon emissions, including transportation
18 of the materials to the state;

19 (v) The estimated difference in carbon usage if the product was
20 obtained within the state, including transportation;

1 (vi) What the determining factors for using out-of-state
2 materials were, including labor, business and occupation taxes,
3 energy use for transportation, and clean air credit purchasing; and

4 (vii) The percent of the total building that was made with out-
5 of-state materials.

6 (b) The public owner must report the information in (a) of this
7 subsection to the fiscal committees of the legislature by November
8 30th of each year.

9 (c)(i) For purposes of this subsection (2), "public project"
10 means a project over five thousand square feet that is:

11 (A) By a public agency and receives any funding in the state
12 capital budget; or

13 (B) Financed through a financing contract as defined in RCW
14 39.94.020.

15 (ii) "Public project" includes public higher education projects,
16 public schools, and grants for nonprofits.

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